

## **AGENDA**

### **BOARD OF MAYOR AND ALDERMEN**

**November 14, 2006**

**7:30 PM  
Aldermanic Chambers  
City Hall (3<sup>rd</sup> Floor)**

1. Mayor Guinta calls the meeting to order in joint session with the Library Trustees.

2. The Clerk calls the roll.

Board of Aldermen: Roy, Gatsas, Long, Duval, Osborne, Pinard, O'Neil, Lopez, Shea, DeVries, Garrity, Smith, Thibault, Forest

Library Trustees: Joanne Barrett, Peter Duffy, Joseph Sullivan, Kevin Devine, Madeleine Roy, Jeffrey Hickock, Karen Sheehan-Lord

3. Mayor Guinta advises that nominations are in order to fill the expired term of Peter Duffy currently completing the term of Trustee Mary Heath who resigned in March 2006; such nominations to be made for a term to expire October 2013.
4. Following nominations, a motion is in order to close the nominations.
5. Unless there be a motion to suspend the rules to confirm the nominations, all nominations made shall layover to the next meeting.
6. If there is no further business to come before the joint session, a motion is in order to adjourn.
7. Mayor Guinta calls the regular meeting of the Board to order.
8. The Clerk calls the roll.

9. Presentation of the Arts Award to Sally Zyla.
10. Update by Peter Ramsey, Arts Commission Chairman, relative to the public sculpture to be located in the vicinity of the Verizon Wireless Arena.
11. Presentation regarding Pay and Display Meters by Parking Division and Cale Systems.

### **CONSENT AGENDA**

12. Mayor Guinta advises if you desire to remove any of the following items from the Consent Agenda, please so indicate. If none of the items are to be removed, one motion only will be taken at the conclusion of the presentation.

### **Ratify and Confirm Polls Conducted**

- A. On October 27, 2006 approving recommendation that all ideas, suggestions, and recommendations for City property proposed to honor the memory of Officer Briggs be referred to the Committee on Public Safety and Traffic.  
*(Unanimous vote)*
- B. On October 27, 2006 accepting the resignation of Paul Borek as the City's Economic Development Director.  
*(Unanimous vote)*

### **Accept BMA Minutes**

- C. Minutes of BMA meetings held on June 12, 2006 and July 11, 2006 (two meetings).  
*(Available for viewing at the Office of the City Clerk and previously forwarded under separate cover to Mayor and Aldermen.)*

**Approve under Supervision of the Department of Highways**

- D. PSNH pole petition #11-1122 located on Massabesic, Belmont and Auburn Streets;  
PSNH pole petition #11-1123 located on Gay Street; and  
PSNH pole petition #11-1126 located on South Willow Street.

**Informational – to be Received and Filed**

- E. Communication from Robert MacKenzie, Interim Economic Development Director, informing the Board of current marketing initiatives.
- F. Manchester Health Department monthly report summary for October 2006.
- G. Minutes of the MTA Commission meeting held on September 26, 2006 and the amended Ridership Report for August 2006 and the Financial and Ridership Reports for the month of September 2006.
- H. Minutes of the Mayor's Utility Coordinating Committee meeting held on October 18, 2006.

**REFERRALS TO COMMITTEE**

**COMMITTEE ON FINANCE**

- I. Resolutions (from CIP reports):

“Amending the FY2007 Community Improvement Program, authorizing and appropriating funds in the amount of Sixteen Thousand Dollars (\$16,000) for the FY2007 CIP 214207 Firesafe Intervention Program.”

“Amending the FY2007 Community Improvement Program, authorizing and appropriating funds in the amount of Forty One thousand Five Hundred Forty Eight Dollars (\$41,548) for FY2007 CJIP 412207 Radiological Emergency Response Plan (RERP) Program.”

“Amending the FY2007 Community Improvement Program, authorizing and appropriating funds in the amount of Twenty Three Thousand Six Hundred Twenty Five Dollars (\$23,625) for the FY2007 CIP 811407 Manchester VISTA Initiative Program.”

“Amending the FY2003 and FY2007 Community Improvement Program, transferring, authorizing and appropriating funds in the amount of One Million One Hundred Seventy Six Thousand One Hundred Twenty Five Dollars and Forty Nine Cents (\$1,176,125.49) for various CIP Projects.”

“Amending the FY2007 Community Improvement Program, amending the Administering Agency to read Highway – Facilities Division for the 2007 CIP 511307 JFK Coliseum Rehabilitation Project.”

“Amending the FY2007 Community Improvement Program, transferring, authorizing and appropriating funds in the amount of Eight Thousand Seventy Five Dollars (\$8,075.00) for the FY2007 CIP 610407 Housing Rehab/Lead Hazard Control Program.”

**J.** Resolution: (from BMA actions)

“Amending the FY2007 Community Improvement Program, decreasing Cash funds in the amount of Seventy Seven Thousand Dollars (\$77,000) from various CIP Projects.”

**REPORTS OF COMMITTEES**

**COMMITTEE ON BILLS ON SECOND READING**

**K.** Recommending that Ordinance:

“Amending the Building Code of the City of Manchester as adopted in Section 151.01 of the City of Manchester Code of Ordinances by repealing the 1993 BOCA National Plumbing Code and adopting the 2000 edition of the International Plumbing Code as amended by the State of NH Board of Licensing and Regulation of Plumbers and with further amendments contained herein.”

ought to pass as amended.

*(Unanimous consent with exception of Aldermen Gatsas and Garrity who were absent.)*



- L.**     Recommending that Ordinance:  
          “Amending Section 33.054 (B)(@)(Overtime Compensation/Comp  
          Time) of the Code of Ordinances of the City of Manchester.”  
ought to pass as amended.  
*(Unanimous consent with exception of Aldermen Gatsas and Garrity who were absent.)*
- M.**     Recommending that Ordinance:  
          “Amending Section 33.076(A), Special Leave of the Code of  
          Ordinances of the City of Manchester.”  
ought to pass as amended.  
*(Aldermen Duval and Pinard voted yea. Alderman Lopez opposed. Aldermen Gatsas  
and Garrity were absent.)*
- N.**     Recommending that Ordinance:  
          “Amending the Zoning Ordinance of the City of Manchester by  
          adding language to 5.11 Table of Accessory Uses regarding the  
          storage of unregistered automobiles.”  
ought to pass.  
*(Unanimous consent with exception of Aldermen Gatsas and Garrity who were absent.)*
- O.**     Recommending that Ordinance:  
          “Amending Chapter 117: Food Service Establishments, Section  
          117.19 Permit Fee, providing for increased fees.”  
ought to pass.  
*(Unanimous consent with exception of Aldermen Gatsas and Garrity who were absent.)*

## **COMMITTEE ON COMMUNITY IMPROVEMENT**

- P.**     Recommending that the Board authorize acceptance and expenditure of  
funds in the amount of \$16,000 for the FY2007 CIP 214207 Firesafe  
Intervention Program and for such purpose an amending resolution and  
budget authorization has been submitted.  
*(Unanimous Vote)*

- Q.** Recommending that the Board authorize acceptance and expenditure of funds in the amount \$41,548 for the FY2007 CIP 412207 Radiological Emergency Response Plan (RERP) Program and for such purpose an amending resolution and budget authorization has been submitted.  
*(Unanimous Vote)*
- R.** Recommending that the Board authorize acceptance, transfer and expenditure of funds for various projects primarily resulting from the so called “mothers day” flood , fund sources anticipated through FEMA and State funds, and for such purpose an amending resolution and budget authorizations have been submitted.  
*(Unanimous vote)*
- S.** Recommending that the Board authorize acceptance and expenditure of funds in the amount of \$23,625 for the FY2007 CIP 811407 Manchester VISTA Initiative and for such purpose an amending resolution and budget authorization has been submitted.  
*(Unanimous Vote)*
- T.** Recommending that the Board approve a sewer abatement request in the amount of \$52.20 for 1381 Union Street as recommended by the Environmental Protection Division.  
*(Unanimous Vote)*
- U.** Recommending that a request for extension of CIP #210205 – Public Health Preparedness project from August 31, 2006 to June 30, 2007 be approved; and for such purpose a budget authorization has been submitted.  
*(Unanimous Vote)*
- V.** Recommending that it has approved a request to not accept recent bids for vehicle purchases and allow the purchasing agent to go forth with purchasing off State contracts.  
*(Unanimous Vote)*
- W.** Recommending that a request to formalize transfer of a vehicle from Welfare to the Facilities Division for the Clerk of the Works; and acquisition of a surplus vehicle for the Building Automation Specialist, with the understanding that an appropriate vehicle will be requested in the FY08 budget.  
*(Unanimous Vote)*

- X.** Recommending that the Board approve change in administering agency for the \$1.775 million JFK Rehabilitation project from the Parks Department to the Highway Department and for such purpose an amending resolution and budget authorization has been submitted.  
*(Unanimous Vote)*
- Y.** Recommending that the Board authorize transfer and expenditure of funds in the amount of \$8,075 for the FY2007 CIP 610407 Housing Rehab/Lead Hazard Control Program and for such purpose an amending resolution and budget authorization has been submitted.  
*(Unanimous Vote)*

### **COMMITTEE ON JOINT SCHOOL BUILDINGS**

- Z.** Advising that it has accepted the monthly report for September 2006 as submitted by DMJM, and is forwarding same to the Board for informational purposes only.  
*(School Committee Member Beaudry and Aldermen Thibault, Roy and Long voted in favor, School Committee Members Herbert and Gelinas were absent.)*
- AA.** Advising that it has accepted and approved the School Facilities Improvement Project Change Order No. 25, and is forwarding same to the Board for informational purposes.  
*(School Committee Member Beaudry and Aldermen Thibault, Roy and Long voted in favor, School Committee Members Herbert and Gelinas were absent.)*
- AB.** Advising that it has approved the payment of \$2,500 to the vendor for the pumps at the Central High garage and would seek restitution from Gilbane, and is forwarding same to the Board for informational purposes.  
*(School Committee Member Beaudry and Aldermen Thibault, Roy and Long voted in favor, School Committee Members Herbert and Gelinas were absent.)*

### **COMMITTEE ON LANDS AND BUILDINGS**

- AC.** Recommending that the Board of Mayor and Aldermen find property known as Map 692, Lot 10 located on Granite Street surplus to City needs and that the Mayor be authorized to dispose of same by executing deeds releasing all rights, title, interest, or claims in said property.

The Committee advises that it finds just cause to dispose of such through sale to an abutter as the property serves no public purpose, only an abutter can benefit from an acquisition, and conveyance of the parcel when merged with Lot 14 will place same back on the tax rolls of the City. The Committee recommends sale to the abutters Marcel L. and Sylvia Beliveau of 11 Farmer Lane and owners of 78 Douglas Street conditional upon lot consolidation with Lot 14 at a price of Ten Thousand Dollars (\$10,000.00), a value deemed reasonable by the Board of Assessors.

*(Unanimous vote)*

- AD.** Recommending that a request of Moore Center Services, Inc. to have the City release a reverter provision for property located at 132 Titus Avenue be approved.

The Committee recommends that the City Solicitor be authorized to prepare and review any necessary documents and that the Mayor be authorized to execute same relating to the release of the reverter provision by the City.

*(Unanimous vote)*

- AE.** Recommending that a request by Attorney David Nixon for a revocable license on unused City land immediately northerly of Dockside II Condominiums located at 51 Riverfront Drive be granted and approved as enclosed herein subject to the review and approval of the City Solicitor.

*(Unanimous vote)*

#### **COMMITTEE ON PUBLIC SAFETY AND TRAFFIC**

- AF.** Recommending that regulations governing standing, stopping, parking and operations of vehicles be adopted and put into effect when duly advertised and posted.

*(Unanimous vote)*

**LADIES AND GENTLEMEN, HAVING READ THE CONSENT AGENDA,  
A MOTION WOULD BE IN ORDER THAT THE CONSENT AGENDA BE  
APPROVED.**

13. Nominations to be presented by Mayor Guinta, if available.
14. Mayor Guinta advises that a motion is in order to recess the regular meeting to allow the Committee on Finance to meet.
15. Mayor Guinta calls the meeting back to order.

### **OTHER BUSINESS**

16. Report(s) of the Committee on Finance, if available.  
**Ladies and Gentlemen, what is your pleasure?**
17. Report of Committee on Public Safety/Traffic, regarding ordinance for pay and display meters, if available.  
**Ladies and Gentlemen, what is your pleasure?**
18. Report of Committee on Community Improvement recommending that the Board of Mayor and Aldermen adopt the provisions of RSA 79-E and for such purpose a resolution is submitted. The Committee notes the Planning Director has been requested to review the matter and provide a report to the Board regarding potential districts.  
*(Unanimous vote)*  
*(Note: Report of Planning enclosed, recommends adoption of resolution and referral to Manchester Economic Development Office to develop application and procedures.)*  
**If the Board so desires, a motion is in order to accept the report and request MEDO to submit proposed procedures including applications to the CIP Committee for review.**
19. State Legislative update presented by Mayor Guinta, if available.

20. Communication from Castagna Consulting on behalf of Junker Equipment Division, Inc. submitting an offer to purchase equipment located at 163 Hancock Street at a total price of \$50,000.

**Ladies and Gentlemen, what is your pleasure?**

21. Ordinances: **(A motion is in order to read by titles only.)**

“Amending the Building Code of the City of Manchester as adopted in Section 151.01 of the City of Manchester Code of Ordinances by repealing the 1993 BOCA National Plumbing code and adopting the 2000 edition of the International Plumbing Code as amended by the State of NH Board of Licensing and Regulation of Plumbers and with further amendments contained herein.”

“Amending Section 33.054 (B)(@)(Overtime Compensation/Comp Time) of the Code of Ordinances of the City of Manchester.”

“Amending Section 33.076(A), Special Leave of the Code of Ordinances of the City of Manchester.”

“Amending the Zoning Ordinance of the City of Manchester by adding language to 5.11 Table of Accessory Uses regarding the storage of unregistered automobiles.”

“Amending Chapter 117: Food Service Establishments, Section 117.19 Permit Fee, providing for increased fees.”

**These Ordinances having had their second reading by titles only the question is on passing same to be Enrolled.**

22. Mayor Guinta advises a motion is in order to recess the meeting to allow the Committee on Accounts, Enrollment and Revenue Administration to meet.
23. Mayor Guinta calls the meeting back to order.

24. Report of the Committee on Accounts, Enrollment and Revenue Administration, if available.

**Ladies and Gentlemen, what is your pleasure?**

25. Resolution: **(A motion is in order to read by title only.)**

“A Resolution Adopting the Provisions of RSA 79-E, Community Revitalization Tax Relief Incentive.”

**A motion is in order that the Resolution pass and be Adopted.**

26. Resolutions: **(A motion is in order to read by titles only.)**

“Amending the FY2007 Community Improvement Program, authorizing and appropriating funds in the amount of Sixteen Thousand Dollars (\$16,000) for the FY2007 CIP 214207 Firesafe Intervention Program.”

“Amending the FY2007 Community Improvement Program, authorizing and appropriating funds in the amount of Forty One Thousand Five Hundred Forty Eight Dollars (\$41,548) for FY2007 CIP 412207 Radiological Emergency Response Plan (RERP) Program.”

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“Amending the FY2007 Community Improvement Program, decreasing Cash funds in the amount of Seventy Seven Thousand Dollars (\$77,000) from various CIP Projects.”

**A motion is in order that the Resolutions pass and be Enrolled.**

**27. Ordinances: (A motion is in order to read by titles only.)**

“Amending the Building Code of the City of Manchester as adopted in Section 151.01 of the City of Manchester Code of Ordinances by repealing the 1993 BOCA National Plumbing code and adopting the 2000 edition of the International Plumbing Code as amended by the State of NH Board of Licensing and Regulation of Plumbers and with further amendments contained herein.”

“Amending Section 33.054 (B)(@)(Overtime Compensation/Comp Time) of the Code of Ordinances of the City of Manchester.”

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“Amending the Zoning Ordinance of the City of Manchester by adding language to 5.11 Table of Accessory Uses regarding the storage of unregistered automobiles.”

“Amending Chapter 117: Food Service Establishments, Section 117.19 Permit Fee, providing for increased fees.”

**These Ordinances having had their third and final reading by titles only the question is on passing same to be Ordained.**



## **TABLED ITEMS**

**A motion is in order to remove any of the following items from the table for discussion.**

28. Report of the Committee on Bills on Second Reading recommending that Ordinance:  
“Amending the Zoning Ordinance of the City of Manchester by extending the B-2 (General Business) zoning district to include property currently zoned IND (Industrial) located on the south side of Gold Street east of the former Lawrence Branch of the B&M Railroad and including the following three lots Tax Map 875-14, 875-15, 875-16.”  
ought to pass.  
*(Aldermen Duval, Lopez, Garrity and Pinard recorded in favor; Alderman Gatsas opposed.)*  
*(Tabled 09/05/2006)*
29. Report of the Committee on Bills on Second Reading recommending that Ordinance:  
“Amending the Zoning Ordinance of the City of Manchester by extending the R-3 (Urban Multi-family) zoning district to include property currently zoned R-1B (Single-family) located on a portion of Tax Map 691 Lot 143-1 that will be on the north side of a proposed Gold Street Bypass and adjacent to Bradley Street and the New St. Augustin’s Cemetery.”  
ought to pass.  
*(Aldermen Duval, Lopez, Garrity and Pinard recorded in favor; Alderman Gatsas opposed.)*  
*(Tabled 09/05/2006)*
30. Report of the Committee on Bills on Second Reading recommending that Ordinance:  
“Amending the Zoning Ordinance of the City of Manchester by establishing the Lake Massabesic Protection Overlay District (LMPOD) to protect the Lake Massabesic drinking water supply in the City of Manchester.”  
ought to pass as amended.  
*(Unanimous vote except for Alderman Gatsas who was absent.)*  
*(Note: Informational meeting has held; **suggested amendment by Planning Director enclosed**)*  
*(Tabled 10/03/2006)*

**31. NEW BUSINESS**

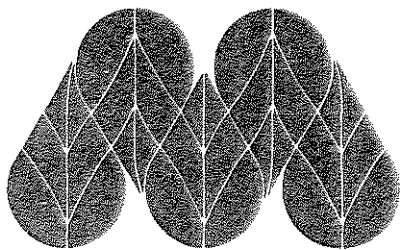
- a) Communications
- b) Aldermen

- 32.** Communication from the Chief Negotiator requesting to meet with the Board to discuss union negotiations.

**A motion is in order to recess the regular meeting to meet with the Chief Negotiator to discuss union negotiations.**

- 33.** Mayor Guinta calls the meeting back to order.

- 34.** If there is no further business, a motion is in order to adjourn.



**City of Manchester  
City Library**

Denise Van Zanten  
Deputy Library Director

Carpenter Memorial Building  
405 Pine Street  
Manchester, New Hampshire 03104-6199  
(603) 624-6550

Board of Mayor and Aldermen  
One City Hall Plaza  
Manchester, New Hampshire 03101

September 19, 2006

Dear Mayor and Aldermen:

The Manchester City Library Board of Trustees has nominated Peter Duffy to begin serving a seven-year term in October of 2006. This term will run through October of 2013. Mr. Duffy is a resident of Ward 2 and is currently completing the term of Trustee Mary Heath who resigned this past March.

The Board of Trustees requests that this nomination be put on the agenda of the next meeting of the Board of Mayor and Alderman so that the nomination can be recorded and accepted at a joint meeting of the boards.

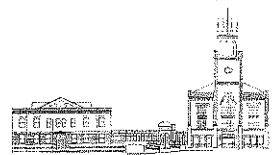
Sincerely,

Joanne Barrett, Chair  
Manchester Library Board of Trustees



# CITY OF MANCHESTER

## Office of the City Clerk



Leo R. Bernier  
City Clerk

Carol A. Johnson  
Deputy City Clerk

Paula L-Kang  
Deputy Clerk  
Administrative Services

Matthew Normand  
Deputy Clerk  
Licensing & Facilities

Patricia Piecuch  
Deputy Clerk  
Financial Administration

Memo To: Board of Mayor and Aldermen

From: C. Johnson  
Deputy City Clerk

Date: October 24, 2006

Re: Poll of BMA – Public Safety to review items

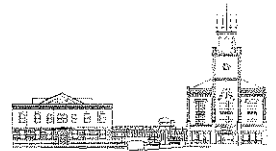
Enclosed is a communication from Alderman Lopez as Chair of the Board of Aldermen for your consideration. We are polling the Board via this memo. Should you wish to be recorded in opposition please advise this office by Friday, October 27<sup>th</sup>, otherwise we will record you in favor.

Enclosure

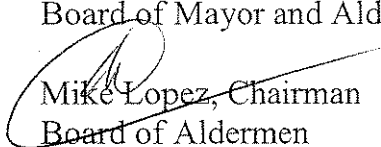
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## CITY OF MANCHESTER Board of Aldermen



Memo To: Board of Mayor and Aldermen

From:  Mike Lopez, Chairman  
Board of Aldermen

Date: October 24, 2006

Re: Honoring Officer Michael Briggs

As you are all aware the community as a whole is struggling with the loss of Officer Michael Briggs. There has been much talk about naming several places in his honor. It is my belief that the Committee on Public Safety and Traffic should review all ideas, suggestions, and recommendations for City property proposed to honor the memory of Officer Briggs.

The Board can ask anyone who has ideas or suggestions to submit them in writing to the Committee. In this way the Committee can determine how best to meaningfully honor his memory and make recommendations to the full Board for its consideration.

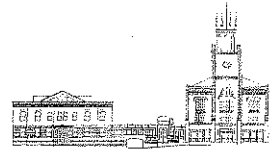
I ask the Board of Mayor and Aldermen to support this recommendation and refer this matter to the Committee on Public Safety and Traffic.





# CITY OF MANCHESTER

## Office of the City Clerk



Leo R. Bernier  
City Clerk

Carol A. Johnson  
Deputy City Clerk

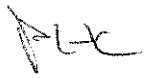
Paula L-Kang  
Deputy Clerk  
Administrative Services

Matthew Normand  
Deputy Clerk  
Licensing & Facilities

Patricia Plecuch  
Deputy Clerk  
Financial Administration

### MEMORANDUM

To: Board of Aldermen

From: Paula L-Kang  
Deputy Clerk 

Date: October 25, 2006

Re: Acceptance of Paul Borek's Resignation

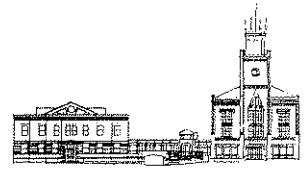
A poll of the Board of Aldermen is being conducted to accept Mr. Paul Borek's resignation as the City's Economic Development Director.

If there is any Board member in opposition, please contact me no later than noon on Friday, October 27, 2006 otherwise your vote shall be recorded in the affirmative.

Enclosure



**CITY OF MANCHESTER**  
**Manchester Economic Development Office**



October 23, 2006

The Honorable Frank Guinta  
Mayor  
City of Manchester  
One City Hall Plaza  
Manchester, NH 03101

Dear Mayor Guinta:

It is with regret that I must inform you that I am resigning as Economic Development Director of the City of Manchester for family reasons effective November 30, 2006. I have enjoyed my association with you and the Board of Mayor and Aldermen. I believe that I have recruited a qualified staff to carry on the prosperous strategic economic development initiatives of the City. I wish you the greatest success and will be available to assist you in any way regarding transition matters.

My best regards,

Paul J. Borek  
Economic Development Director

R



# CITY OF MANCHESTER

## Office of the City Clerk



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City Clerk

Carol A. Johnson  
Deputy City Clerk

Paula L-Kang  
Deputy Clerk  
Administrative Services

Matthew Normand  
Deputy Clerk  
Licensing & Facilities

Patricia Piecuch  
Deputy Clerk  
Financial Administration

Memo To: Board of Mayor and Aldermen

From: Carol A. Johnson  
Deputy City Clerk

Date: October 23, 2006

Re: Minutes of Meetings

Enclosed are minutes of meetings be submitted for acceptance at the next meeting of the Board as follows:

June 12, 2006

July 11, 2006 (two meetings)

Enclosures



CITY OF MANCHESTER, NH  
**PETITION FOR POLE LOCATION LICENSE**

POLE LOCATION  
FORM NO. 1

October 16, 2006

*To the Hon. Board of Mayor and Aldermen  
of the City of Manchester, New Hampshire:*

**PUBLIC SERVICE OF NEW HAMPSHIRE  
&  
VERIZON NEW ENGLAND, INC.**


request a license to install and maintain underground conduits, cables and wires and to erect and maintain poles and structures with wires, cables, conduits and devices thereon, together with such sustaining, strengthening and protecting fixtures as may be necessary, along, across, and under the following public ways:

**License one pole, 34/7, located on Massabesic St, one pole, 27/41, located on Belmont St, and one pole, 52/23, located on Auburn St in the City of Manchester.**

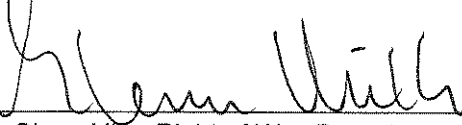
Wherefore we pray, that we be granted a license to install and maintain underground conduits, cables and wires and to erect and maintain poles and structures with wires, cables, conduits and devices thereon together with sustaining, strengthening and protecting fixtures as may be necessary, said underground conduits, poles and structures to be installed approximately in accordance with the plan filed herewith marked "POLE LOCATION PLAN, PUBLIC SERVICE OF NEW HAMPSHIRE and VERIZON NEW ENGLAND".

Plan No. 11-1122  
Dated: April 10, 2006

**PUBLIC SERVICE OF NEW HAMPSHIRE**

BY:   
Erin Normand, Plant Records/Licensing

**VERIZON NEW ENGLAND, INC.**

BY:   
Glenn Mills, Right of Way Department

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CITY OF MANCHESTER, NH  
**PETITION FOR POLE LOCATION LICENSE**

POLE LOCATION  
FORM NO. 1

October 16, 2006

*To the Hon. Board of Mayor and Aldermen  
of the City of Manchester, New Hampshire:*

**PUBLIC SERVICE OF NEW HAMPSHIRE  
&  
VERIZON NEW ENGLAND, INC.**


request a license to install and maintain underground conduits, cables and wires and to erect and maintain poles and structures with wires, cables, conduits and devices thereon, together with such sustaining, strengthening and protecting fixtures as may be necessary, along, across, and under the following public ways:

**License one new pole, 654/1Y, located on Gay Street in the City of Manchester.**

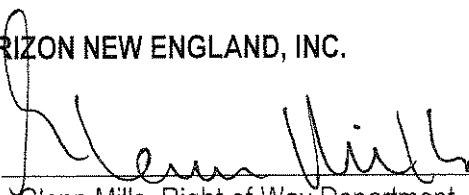
Wherefore we pray, that we be granted a license to install and maintain underground conduits, cables and wires and to erect and maintain poles and structures with wires, cables, conduits and devices thereon together with sustaining, strengthening and protecting fixtures as may be necessary, said underground conduits, poles and structures to be installed approximately in accordance with the plan filed herewith marked "POLE LOCATION PLAN, PUBLIC SERVICE OF NEW HAMPSHIRE and VERIZON NEW ENGLAND".

Plan No. 11-1123  
Dated: April 17, 2006

**PUBLIC SERVICE OF NEW HAMPSHIRE**

BY:   
Erin Normand, Plant Records/Licensing

**VERIZON NEW ENGLAND, INC.**

BY:   
Glenn Mills, Right of Way Department

CITY OF MANCHESTER, NH  
**PETITION FOR POLE LOCATION LICENSE**

POLE LOCATION  
FORM NO. 1

October 19, 2006

*To the Hon. Board of Mayor and Aldermen  
of the City of Manchester, New Hampshire:*

**PUBLIC SERVICE OF NEW HAMPSHIRE  
&  
VERIZON NEW ENGLAND, INC.**

request a license to install and maintain underground conduits, cables and wires and to erect and maintain poles and structures with wires, cables, conduits and devices thereon, together with such sustaining, strengthening and protecting fixtures as may be necessary, along, across, and under the following public ways:

**License one new pole, 14/129Y, located on South Willow St in the City of Manchester.**

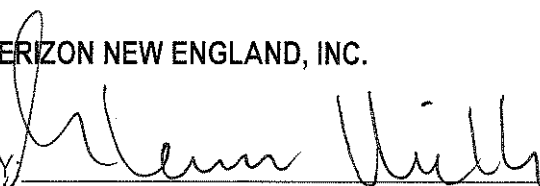
Wherefore we pray, that we be granted a license to install and maintain underground conduits, cables and wires and to erect and maintain poles and structures with wires, cables, conduits and devices thereon together with sustaining, strengthening and protecting fixtures as may be necessary, said underground conduits, poles and structures to be installed approximately in accordance with the plan filed herewith marked "POLE LOCATION PLAN, PUBLIC SERVICE OF NEW HAMPSHIRE and VERIZON NEW ENGLAND".

Plan No. 11-1126  
Dated: October 13, 2006

**PUBLIC SERVICE OF NEW HAMPSHIRE**

BY:   
Erin Normand, Plant Records/Licensing

**VERIZON NEW ENGLAND, INC.**

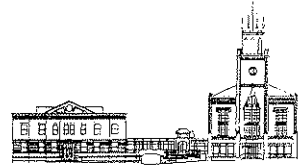
BY:   
Glenn Mills, Right of Way Department

17



# CITY OF MANCHESTER

## Manchester Economic Development Office



November 1, 2006

Honorable Board of Mayor and Aldermen  
City of Manchester  
One City Hall Plaza  
Manchester, New Hampshire 03101

Subject: Manchester Economic Development Office Marketing Initiatives

Dear Members of the Board:

It is with much enthusiasm that the Manchester Economic Development Office (MEDO) has begun the branding and marketing effort on behalf of the City's economic development efforts. This effort is supported through a NH Department of Resources and Economic Development grant and matching funds from the MEDO office and the Manchester Development Corporation.

Kate Benway is heading up the branding and marketing effort. Currently, responses to an RFP for marketing services are being reviewed so that a designer/marketing firm may be hired to help create and implement the branding of the City's economic development efforts. This brand – or image – will allow MEDO to market Manchester to specific, targeted markets, including those outlined in the Angelou Economics report. Additionally, the economic development brand will allow the City to leverage its marketability and attract new companies, relocating businesses, entrepreneurs and site selectors. It should be noted that this is not an effort to create a new brand for the City, but to brand a concentrated, targeted economic development effort.

Once the branding process is complete, a comprehensive marketing campaign will be rolled out. This will include the creation of a stand-alone economic development Web site, focused directly on attracting the attention of those looking to start a business, relocate or invest. In addition, printed collateral materials, a tradeshow booth and direct mail campaign will be created to raise Manchester's visibility regionally and nationally and increase our ability to attract and retain new or relocating business and investment.

This marketing project is an important and integral part of MEDO's economic development activities. We will keep you informed and updated throughout this process and should you have any questions or wish to discuss this further, please do not hesitate to contact Kate Benway at [kbenway@manchesterNH.gov](mailto:kbenway@manchesterNH.gov) or 624.6505.

Sincerely,

Robert MacKenzie  
Interim Director

Cc: Mayor Frank Guinta

One City Hall Plaza, Manchester, NH 03101 Phone (603) 624-6505 Fax (603) 624-6308  
E-mail: [econdev@ci.manchester.nh.us](mailto:econdev@ci.manchester.nh.us) [www.ci.manchester.nh.us](http://www.ci.manchester.nh.us)



## MANCHESTER HEALTH DEPARTMENT MONTHLY REPORT SUMMARY, OCTOBER 2006

### Homeless Healthcare Program

#### **PROGRAM LISTING:**

**Arbovirus  
Surveillance &  
Control**

**Chronic Disease  
Prevention**

**Communicable  
Disease Control**

**Community  
Epidemiology**

**Dental Health**

**Environmental  
Planning and  
Pollution Control**

**Food Protection**

**HIV Prevention**

**HOMELESS  
HEALTHCARE  
PROJECT**

**Immunizations**

**Institutional  
Inspections**

**Lead Poisoning  
Prevention**

**Public Health  
Investigations**

**Public Health  
Preparedness**

**Refugee Health**

**School Health**

**Sexually  
Transmitted  
Disease Control**

**Tuberculosis  
Control**

**Water Quality**

**Youth Health  
Promotion**

#### **Summary of Program:**

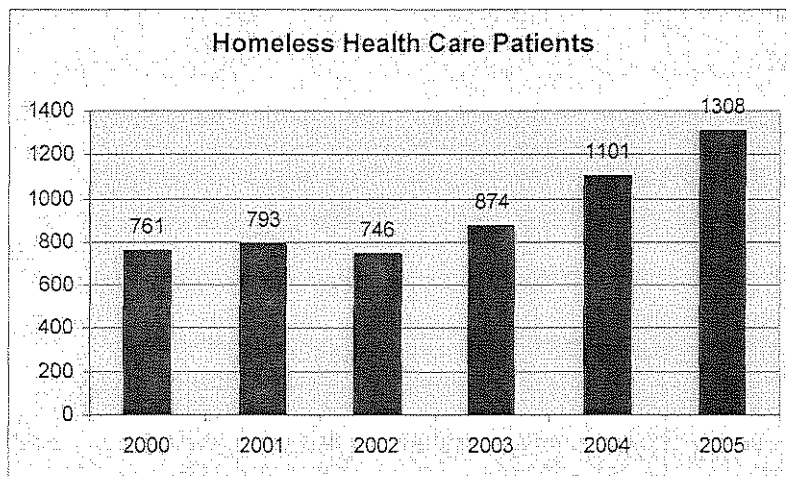
The City of Manchester first received Federal funding to support health care services for the City's homeless population in 1987. This funding is utilized to provide primary medical care, substance abuse services and case management for homeless individuals.

Today, all services are provided by CMC's Community Health Services Mobile Community Health Team (MCHT) under contract with the Manchester Health Department. Full health care services are primarily provided at New Horizons homeless shelter five days per week and at Families in Transition sites two days per week. Each of these sites has one fully equipped exam room, one room for private intake and interviewing, one room for patient counseling and an ample waiting area. Both sites provide classrooms where the MCHT conducts health education, parenting classes, wellness programs, behavioral education groups, and recovery counseling sessions.

In addition, nursing outreach services are provided at the YWCA Battered Women's shelter, the City's Emergency Housing Family Shelter, The Way Home Family Shelter, and the Child and Family Services Homeless Runaway Teen Resource Center. HCH nurses screen all patients during intake to determine their eligibility for local and state social service and entitlement programs and assist them in applying and enrolling for available services. MCHT also works closely with substance abuse treatment programs, detox shelters, halfway houses, and the facility for the dual diagnosed at the Mental Health Center of Greater Manchester.

Under federal law, a person is considered homeless who "lacks a fixed, regular, and adequate nighttime residence and has a primary nighttime residency that is: (A) a supervised publicly or privately operated shelter designed to provide temporary living accommodations... (B) an institution that provides a temporary residence for individuals intended to be institutionalized, or (C) a public or private place not designed for, or ordinarily used as, a regular sleeping accommodation for human beings. The term 'homeless individual' does not include any individual imprisoned or otherwise detained pursuant to an Act of Congress or a state law."

#### **Homeless Healthcare Program statistics:**



#### **Key 2005 Homeless Health Care Services**

~ 1,310 patients

~ 8,334 encounters  
(clinic visits)

~ 457 dental referrals

## Community Activities

**Operation Millyard:** On August 5, 2006, the City of Manchester conducted a full-scale emergency training exercise at Arms Park in Manchester's Millyard, as well as at Catholic Medical Center, Dartmouth Hitchcock Clinic, Elliot Hospital, and the VA Medical Center. The exercise, dubbed "Operation Millyard" required responding personnel and their administrators work through a large-scale, multi-jurisdictional, multi-agency response to an emergency. The exercise provided an opportunity for all agencies that were involved to identify strengths and weaknesses in their emergency response plans. Exercises such as this strengthen our community's ability to effectively respond in the event of a true emergency.

**Manchester Crusade Against Cancer:** In recognition of October as Breast Cancer Awareness Month, the Planning Committee of the MCAC has set-up an educational table for Breast Cancer Awareness at City Hall for community residents who visit the Tax Collector's Office, as well as City Employees. The table will be displayed throughout the month of October. Pink Ribbons of Awareness have also been displayed on the doors of City Hall.

The Manchester Health Department, NH Minority Health Coalition, and the American Cancer Society have partnered around the development of the Manchester Accesses Mammograms (MAM) program. MAM is a home-based educational program offered in multiple languages to promote and increase access to mammograms for women who are 40 years of age or older, who have limited English-proficiency and are uninsured/underinsured. Women of African Descent who speak English have been recruited for the pilot session, which will allow for feedback from the target audience and evaluate the current structure and curriculum for dissemination in other cultures/languages.

**High-Intensity Targeted Screening (HITS) Project:** The Community Health Division conducted a High-Intensity Targeted Screening (HITS) Project in the center city to provide lead screenings and education on prevention on September 19<sup>th</sup>, 20<sup>th</sup> and 21<sup>st</sup>. Teams comprised of Health Department staff and representatives from The Way Home canvassed neighborhoods and provided door-to-door outreach. Families with young children were referred to the Neighborhood Public Health Van, which was parked nearby. A total of 383 households received visits. Sixty-nine children received capillary blood lead screenings, with 39% (27) being elevated  $\geq 10$  ug/dl. The children with elevations are being referred to their health care providers for venous confirmation.

A total of 117 blood lead screenings were completed by the Division during the month of September, including those done at HITS, WIC and on-site. The nurse case manager made 17 home visits during the month. A total of 6 newly confirmed cases of lead poisoning were reported to the Department and the children are receiving case management. As the month drew to a close, lead case management was being provided for 129 children. Of those, 30% (38) were refugee children.

**Health Link Program:** From September 1, 2005-August 31, 2006, points of referral to the Health Link Program included the local hospitals, school and community health nurses, emergency forms, friends/family, local community providers and the pregnancy care center. Families have been referred to thirteen local health care providers. The compliance rate is as follows:

- 63 referred to physician and compliant
- 17 referred to physician and not compliant
- 100 referred to physician and registered as a patient with the practice (appointment was not made by Health Link, rather by the individual or the physician practice)
- 150 referred to Healthy Kids
- 57 referred to the Health Access Network

### FOR MORE INFORMATION

Visit our website at <http://www.manchesternh.gov/CityGov/HLT/Home.html>, or call 624-6466

**MANCHESTER  
TRANSIT AUTHORITY**

110 ELM STREET, MANCHESTER, NH 03101-2799  
TELEPHONE (603) 623-8801  
FAX (603) 626-4512



JOHN H. TRISCIANI, CHAIR  
JOSEPH J. DESELLE, VICE CHAIR  
PETER ESCALERA  
MAUREEN A. NAGLE  
CAROL WILLIAMS

DAVID SMITH  
EXECUTIVE DIRECTOR

November 1, 2006

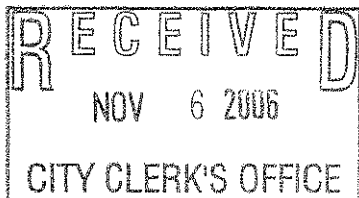
Mr. Leo Bernier, City Clerk  
City of Manchester  
One City Hall Plaza  
Manchester, NH 03101

Dear Leo,

The MTA Commissioners held a monthly Commission Meeting on Tuesday, October 31, 2006. Enclosed are the approved Minutes of the September 26, 2006 Commission Meeting and the September 2006 Financial Report. The amended Ridership Report for August 2006 and Ridership Report presented for the month of September 2006 are also attached.

The next scheduled Commission Meeting will be Tuesday, November 28, 2006 at 5:00 PM.

If you should have any questions, please feel free to contact me at extension 612.



Very truly yours,

  
David Smith  
Executive Director

DS:cr

Enclosures

G-1

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PETER ESCALERA  
MAUREEN A. NAGLE  
CAROL WILLIAMS

DAVID SMITH  
EXECUTIVE DIRECTOR

**Manchester Transit Authority**

**September 26, 2006 Commission Meeting**

**MEMBERS PRESENT:**

Chairman John H. Trisciani  
Vice Chairman Joseph J. Deselle  
Commissioner Peter Escalera  
Commissioner Maureen A. Nagle  
Commissioner Carol Williams

**PERSONNEL PRESENT:**

David Smith, Executive Director  
William J. Cantwell, Supt. of Administration  
John Huber, Operations Planning Manager  
Paul Beauregard, Shop Manager

**PERSONNEL ABSENT:**

Karyn Bennett, Assistant Executive Director (bereavement)

1. a. Chairman TRISCIANI called the meeting to order at 5:00 PM.
- b. **Minutes of August 29, 2006 Commission Meeting.** NAGLE noted a correction on page 7, the security person at the New Hampshire Community Technical College (NHCTC) is Mr. Jim Warner. NAGLE made a motion to approve the Minutes of August 29, 2006 Commission Meeting with Mr. Warner's name corrected. Seconded by DESELLE. All Commissioners in favor.

**MANAGEMENT REPORTS**

2. a. **Financial Report for August 2006.** DESELLE made a motion to approve the Financial Report for August 2006. Seconded by NAGLE.
- Transit Operation:** CANTWELL reported revenue was \$24,740 (8.71%) more than budget. Farebox, ticket sales, and shuttle revenues were \$5,594 (20.17%) more than budget. Farebox income has been averaging about \$780 per day, but



averaged \$818 this month. The significant income variance was sale of fuel to the City which was over budget by \$13,916 because unleaded fuel was \$2.63 per gallon and we budgeted \$2.00 per gallon. Expenses were \$3,806 (1.14%) more than budget. The significant variances were Materials and Supplies line items and cost of fuel. He explained Maintenance Parts expenses were high because BEAUREGARD removed obsolete parts of 1974 GMC buses 107 and 122 (107 was donated to the Seacoast Trolley Museum) from inventory. This enabled us to write-off \$10,000 in parts.

**School Operation:** CANTWELL reported the final numbers of buses for the opening of school are 57 1/2 home-to-school buses, 8 high school buses, 8 1/2 Manchester School of Technology buses, and 4 special transportation buses. August revenue was high because we billed for both July and August transportation. School expenses were \$10,422 (7.65%) less than budget. Non driver labor was the most significant variance as it relates to allocations and use of vacation and sick time for office and maintenance staff.

The Income Statement was reviewed. TRISCIANI commented on the overtime stating we spent \$10,840 against \$11,542 that was budgeted.

The Check Register was reviewed. SMITH explained the check remitted to New Hampshire Community Technical College (NHCTC) was for diversity training that was completed in January; the bill was delayed by the college.

The Accounts Receivable was reviewed. TRISCIANI questioned the delinquent invoices for State of NH Employment Security and instructed CANTWELL to seek payment. SMITH asked CANTWELL to recommend they prepay their ticket purchases. CANTWELL will contact the State. WILLIAMS questioned

the Crotched Mountain receivable. CANTWELL replied they purchased two monthly passes for their Foster Grandparents' Program in Manchester.

All Commissioners in favor of approving August 2006 Financial Report.

b. **Operations Reports for August 2006.**

**Transit-School Report:**

**Transit:** SMITH reported on August 5<sup>th</sup> the MTA participated in the "Operation Mill Yard Drill." He explained this was a city-wide emergency operations drill designed to test first responders' abilities to deal with terrorist-type situations.

The MTA was there in a support capacity. We learned a lot and were visible to the other agencies. Annually they conduct a city-wide drill which usually alternates between the City and the Airport. Every other year we do an Airport emergency drill that involves an airplane crash simulation. This year the city drill was a terrorist event. SMITH gave details of simulations done during this drill.

ESCALERA explained that this was a state-wide response and all the hospitals were involved. The money to pay for overtime came from Homeland Securities. He said the overall rating was very good and now all systems are in place.

WILLIAMS spoke about an experience this year where there was a fire in her apartment building and the firemen were able to get everyone out of the building but her. When they did get her out of the building with her wheelchair and oxygen tank, she had to remain in the parking lot because she couldn't get her wheelchair over the fire hoses. She said the Red Cross was stationed four blocks away from the scene but she couldn't get to them. The thought of knowing there was no plan to get someone out of a burning building in a wheelchair with oxygen made her decide to write a letter to the Mayor to find out if a rescue plan was in

place. The Fire Department did a good job making sure she was calm. When the fire was over and they began rolling up their hoses, they instructed her to go up the street to the Red Cross, but they would not let her take her vehicle. She rode her chair to the Red Cross station and they couldn't find transportation to get her to a hotel. She was panicked thinking she had no transportation to get her to a hotel; no hotel that was wheelchair accessible and no decent place to eat. In her letter to the Mayor she addressed those problems, but has not received a response. TRISCIANI said normally the Fire Department contacts us to bring a bus to the fire scene. SMITH said they use a bus in the summer to keep cool and during the winter to keep warm.

**School:** HUBER reported on August 7<sup>th</sup> he and BENNETT met with Karen Burkush and Barbara Gagne from the School District to discuss school readiness, an on-board camera use policy, and consistency of disciplinary actions in middle schools. At that meeting HUBER and BENNETT were invited to participate with the principals in their "back to school" meeting where they discussed the high schools selling student 10-ride tickets. HUBER said the first few days of school were flawless, the drivers were happy with their runs, and few drivers came back from their runs with minor changes. TRISCIANI commented we had a good startup last year, but feels this year started out even smoother. WILLIAMS commended BENNETT, HUBER, school bus operators, and dispatchers for the excellent school start-up. SMITH said we also have a full compliment of drivers which helps. SMITH reported on August 25<sup>th</sup> a school bus driver training class was held at West High School. Speakers in attendance were Kathy Brockett from New Hampshire Department of Environmental Services (NHDES) to discuss a

presentation on clean air anti-idling, Sergeant Peter Bartlett from Manchester Police Department talked about how to deal with stop arm violations and talked about safety issues in general. Sergeant Bartlett also had dialogue with the drivers about where the problem areas are and how he was going to help control parking at the schools so that they can access schools safely. Barbara Gagne from the School District also did a presentation to the drivers. SMITH reported when school started we had 73 active school bus drivers and 6 people in training.

**Transit Statistics Ridership Report:** SMITH reported from the ridership report, noted inconsistencies, and asked HUBER to redo this report. HUBER explained he would prepare new ridership and operating data reports for the Board.

ESCALERA noticed some of our transit buses have advertising that promotes ridership and said he would like to see more advertising like that on our buses.

He feels people are going to see our new buses and want to start using transit.

WILLIAMS said she would like to see the MTA create a phrase similar to "Catch the Spirit" and start promoting ridership. TRISCIANI would also like to see slogans on the buses promoting ridership, but doesn't want to cover up the new buses. DESELLE expressed his concern that the wrapped buses do not have an MTA logo on them. TRISCIANI was under the impression those buses did have the logo placed on the front of the bus. NAGLE responded they are completely covered. SMITH replied the buses all have head signs indicating which bus it is and where it's going and feels passengers are familiar with the head signs.

DESELLE said there should be something on the wrapped buses to indicate the bus belongs to the MTA. TRISCIANI agreed. ESCALERA asked about the nature of the passenger complaints. HUBER will acquire details for the Board.

**Maintenance Report:** BEAUREGARD reported there were 15 transit inspections scheduled and completed during the month. There were 3 E&H inspections scheduled, but only 1 was completed. There was 1 school inspection scheduled, but 3 were completed. There were 4 road calls; 3 transit buses and 1 school bus during the month. They incurred 39 hours of overtime during the month; 30 hours were for utility workers to finish cleaning the buses before school started because they were short handed one utility/cleaner all summer. There were no on the job injuries. They did 3 City repair work orders. DESELLE asked if any of the new buses were towed or a road call statistic. BEAUREGARD replied no new buses were towed, but one was repaired because it didn't kneel properly. TRISCIANI asked if they straightened out the smoke problem on the Orion transit bus. BEAUREGARD replied the GM dealer is having difficulty fixing that bus. WILLIAMS asked if transit operators check whether the wheelchair lift is working properly before a bus goes out on a run. BEAUREGARD said the driver does a pre-trip inspection of the bus and wheelchair lift before leaving the yard. SMITH replied it is law to do a thorough pre-trip inspection. BEAUREGARD explained if a driver has a problem with the wheelchair lift they must contact the dispatcher and request another bus. WILLIAMS explained she encountered a bus driver who said the bus lift hadn't been working since he took the bus out of the garage and instructed her to wait an hour for the next bus to arrive. SMITH said the driver is required to report to the dispatcher if there is a client waiting at a stop and his or her lift is not working because the MTA is required to find that individual a ride within 30 minutes. WILLIAMS said she would like to meet with HUBER and BENNETT to obtain

transportation information to share with the disabled population. She said there are issues with the disabled community and some issues could be ironed out if people with disabilities know what the policies are.

## **NEW BUSINESS**

3. a. **Cost Allocation Plan – September 1, 2006.** CANTWELL said that each year the Board approves the Cost Allocation Plan. He explained the reason we need this plan in place is because we operate both school and transit divisions. The Federal Transit Administration (FTA) requires we have this plan in place to keep the costs from the two operations separate. He gave an example of what would affect this plan; maintenance, the use of the shop and how work orders reflect labor and material when working on school or transit buses. It determines how he splits janitorial supplies, repairs, and building and maintenance (i.e. lawn mowing, plowing, etc.) The square footage of the garage is also affected because if they are using the garage more for school work, he has to start sharing more of the costs to the school operation. He keeps track how the office allocates their time and splits office repairs, supplies, and labor between the two operations. During their Triennial Review, the FTA will review the financials to make sure expenses are allocated properly. Without the school operation we wouldn't need a plan because every expense would be eligible for FTA funding. WILLIAMS made a motion to approve the Cost Allocation Plan effective September 1, 2006. Seconded by DESELLE. All Commissioners in favor.
- b. **Local Share Contribution for FY 2006 CIP.** SMITH explained the status of local share contribution in the 2006 CIP. He said when we received the new transit buses and vans we sent invoices to the State of NH for their share of the

purchases and to the City of Manchester for their share. The shares were split between fiscal year 2005 capital programs and fiscal year 2006 capital programs. There were two vans and three buses in the 2006 CIP and one van and three buses in the 2005 CIP. We received a phone call from the Highway Department asking what the invoices were for expressing their confusion about the different billings for 2005 and 2006. They wanted to know why we allocated different percentages between the two years. SMITH explained that in 2005 the State did not fund the 10% share. The local share in 2005 was 20% and in 2006 was 10% (\$90,000) because the State funded 10% that year. SMITH explained how the yearly CIP process works and stated once the CIP program is adopted we receive a stamped copy of the approval made by the Board of Mayor and Aldermen and signed by the City Clerk's Office indicating what equipment is to be funded through the motorized and electronic equipment replacement fund (MER). We were informed by the Highway Department that they have the 2005 money, but there is no program for buses in the 2006 motorized equipment replacement fund. They said no one told them to program buses for 2006. The Highway Department administers the funds and apparently this money was spent because there is no CIP or MER money for the local share (\$90,000) for the three buses and (\$17,000) for the two vans. SMITH explained Mr. Sam Maranto from the CIP office found CBGE funds to fund the two vans but said they can't find enough within the CIP program to make up the \$90,000 and we are on our own to solve that problem. SMITH asked for a meeting with Mr. Maranto and he recommended we go see the Mayor instead. WILLIAMS asked if the MER fund is in the CIP budget. SMITH said it was set up under Mayor Baines to deal with

fleet replacement issues. Apparently all of the departments make their requests for motorized equipment, they are all aggregated and then given to the CIP Committee, they approve vehicles, and the total is given to the Highway Department to be administered. In this case someone did not tell the Highway Department that there were 3 buses in that number, so the money was spent for other motorized equipment replacement. SMITH said we are feeling the pinch because we are taking \$90,000 out of our cash. CANTWELL explained a school check came in today and the Federal grants probably will not be approved and executed until the middle of November so we are 4 months behind in our federal draw down. TRISCIANI instructed SMITH to meet with the Mayor immediately.

- c. **Letter of Support – Job Corps.** SMITH explained he read the article in the NH Union Leader and received correspondence from the Chamber of Commerce seeking support for the establishment of a Job Corps Center in New Hampshire. When he researched this project, he realized it would be located close to our Front Street route. There will be 300 residents in dormitories, plus 115 employees, which is an attractive market to the MTA. He wanted to support Manchester as the destination for that Job Corps Center rather than some other town so he wrote a letter of support saying that the MTA would be happy to work with them in the development of a transit program for the Job Corps Center and that we would consider extension of our service. WILLIAMS voiced her concerns about developing a Job Corps Center in Manchester after residing near one location in California. The idea of the whole project is good, but the people who used it in California, half of them were court-ordered and didn't want to be there and they had multiple problems in their local area.



## OLD BUSINESS

4. a. Status – Comprehensive Operations Analysis (COA). SMITH explained there has not been a lot of progress with the COA and the reason being is that we focused this month on getting school started. SMITH is committed to getting something done during October. He spoke to David Preece of Southern NH Planning Commission (SNHPC) and they postponed the meeting with the Board of Mayor and Aldermen and the Public Hearing. Mr. Preece has volunteered one or two interns for a period not to exceed two weeks. He will put together a team that will consist of management, drivers, and interns from SNHPC.
- b. Service to NH Community Technical College. HUBER explained he went to the NH Community Technical College (NHCTC) on August 20<sup>th</sup> for an open house. He and NAGLE met with President Darlene Miller to discuss the problems we are having getting the bus to pick up and drop off passengers at the college. HUBER explained the only way to fix the problem is to take the actual parking spaces and block them off totally. Ms. Miller decided to replace the cones blocking the parking spaces with boulders. This change has made a corridor for drivers to go through and he has not received any complaints. NAGLE commended HUBER for attending the ground breaking ceremonies. NAGLE said students are being encouraged to take the bus. She feels by the middle of November there will be 100 new parking spaces open and by the end of the year another 200 spaces.

## NON PUBLIC SESSION

5. a. Non Public Session Per RSA 91-A:3, II. (e). At 6:25 PM NAGLE made a motion to go into non public session per RSA 91-A:3, II. (e) to discuss Union

contract negotiations. Seconded by DESELLE. All Commissioners in favor. At 6:32 PM, on a motion by NAGLE, seconded by DESELLE, with all Commissioners in favor, non public session adjourned. TRISCIANI announced no motions were made during this session.

### **OTHER BUSINESS**

6. a. **Meeting Locations.** SMITH would still like to hold the monthly meetings at a place where public participation can occur if needed. WILLIAMS recommended an apartment complex on the west side that has a private community room that she could reserve. There are a lot of nonprofit agencies that meet there. SMITH said we have tried the William B. Cashin Senior Center and SNHPC, but those two facilities haven't worked out. Other places were discussed; Airport, NHCTC, UNH-Manchester, and the School District. SMITH will keep the Board updated on meeting locations.
- b. **Date for Next Meeting.** Tuesday, October 31, 2006.

With no further business to come before the Board, DESELLE made a motion to adjourn the meeting at 6:40 PM. Seconded by NAGLE. All Commissioners in favor.



Transit

September 2006

G-13

**Manchester Transit Authority**  
**Income Statement Transit**  
**For the Three Months Ending September 30, 2006**

	Current	Budget	YTD	YTD Budget	YTD Net Change
<b>Farebox Revenue</b>					
Farebox Revenue	\$20,205.13	\$20,710.00	\$59,399.23	\$53,846.00	\$5,553.23
Adult Fares	1,557.00	2,300.00	5,937.00	6,900.00	(963.00)
Adult Monthly Fares	2,273.00	2,300.00	6,618.00	6,900.00	(282.00)
Senior Citizens Fares	790.00	1,000.00	2,705.00	3,000.00	(295.00)
Senior Citizen Monthly Fare	1,277.50	1,250.00	2,938.00	3,750.00	(812.00)
Disabled Rider Fare	1,597.51	1,750.00	4,851.73	5,250.00	(398.27)
Student Fares	2,107.50	100.00	2,600.00	300.00	2,300.00
<b>Total Farebox and Tickets</b>	<b>29,807.64</b>	<b>29,410.00</b>	<b>85,048.96</b>	<b>79,946.00</b>	<b>5,102.96</b>
<b>Shuttle and Excursions</b>					
Shopping Shuttle	1,260.00	1,260.00	3,900.00	3,780.00	120.00
Excursion Revenue	351.00	480.00	3,120.00	2,880.00	240.00
<b>Total Shuttle and Excursions</b>	<b>1,611.00</b>	<b>1,740.00</b>	<b>7,020.00</b>	<b>6,660.00</b>	<b>360.00</b>
<b>Other Revenue</b>					
Sale of Fuel to City Departments	30,272.69	25,625.00	107,638.13	76,875.00	30,763.13
Sale of Maintenance Service to City	2,693.05	2,000.00	4,500.37	6,000.00	(1,499.63)
Advertising Revenue-Bus	10,946.00	5,500.00	22,648.65	16,500.00	6,148.65
Rental of Inncity Terminal		800.00		2,400.00	(2,400.00)
Sale of Scrap Materials	136.38		452.06		452.06
Interest Income	356.46	750.00	1,777.99	2,250.00	(472.01)
Photo Picture ID Revenue	26.00	25.00	82.00	75.00	7.00
Other Non-Transp. Revenue		25.00		91.00	(91.00)
<b>Total Other Revenue</b>	<b>44,430.58</b>	<b>34,725.00</b>	<b>137,099.20</b>	<b>104,191.00</b>	<b>32,908.20</b>
<b>Total Operational Income</b>	<b>75,849.22</b>	<b>65,875.00</b>	<b>229,168.16</b>	<b>190,797.00</b>	<b>38,371.16</b>
<b>Operating Assistance</b>					
City of Manchester	91,666.67	93,263.17	275,000.01	279,789.51	(4,789.50)
Town of Bedford	3,400.00	3,400.00	10,200.00	10,200.00	
State of New Hampshire			29,260.00	29,260.00	
Federal Operating Subsidy	109,741.00	124,916.67	375,472.00	374,750.01	721.99
<b>Total Operating Assistance</b>	<b>204,807.67</b>	<b>221,579.84</b>	<b>689,932.01</b>	<b>693,999.52</b>	<b>(4,067.51)</b>
<b>Total Revenue</b>	<b>280,656.89</b>	<b>287,454.84</b>	<b>919,100.17</b>	<b>884,796.52</b>	<b>34,303.65</b>
<b>Expenses</b>					
<b>Labor</b>					
Transit Operator Wages	54,278.67	55,528.00	182,068.58	171,928.00	10,140.58
Transit Operator Overtime Wages	5,109.36	8,189.00	19,204.87	25,299.00	(6,094.13)
StepSaver Operator Wages	11,013.68	11,420.00	26,729.55	34,909.00	(8,179.45)
StepSaver Operator Overtime Wages	1,386.84	2,047.00	2,752.27	6,325.00	(3,572.73)
Mechanic Wages	13,603.28	12,453.00	36,197.31	37,952.00	(1,754.69)
Mechanic Overtime Wages	288.32		2,169.33		2,169.33
Transp. Admin Wages	9,270.20	9,284.00	29,541.53	28,294.00	1,247.53
Transp. Admin Overtime Wages	1,293.26	175.00	2,837.31	525.00	2,312.31
Maint. Admin Wages	3,177.92	3,590.00	10,277.76	10,939.00	(661.24)
General Admin Wages	6,447.84	6,084.00	18,394.16	18,541.00	(146.84)
Gen. Admin Overtime Wages	92.44	83.00	473.72	249.00	224.72
<b>Total Labor</b>	<b>105,961.81</b>	<b>108,853.00</b>	<b>330,646.39</b>	<b>334,961.00</b>	<b>(4,314.61)</b>

C-14

**Manchester Transit Authority**  
**Income Statement Transit**  
**For the Three Months Ending September 30, 2006**

	Current	Budget	YTD	YTD Budget	YTD Net Change
<b>Fringe Benefits</b>					
Health Insurance Expense	\$50,421.86	\$52,626.00	\$148,595.19	\$161,778.00	(\$13,182.81)
Dental Insurance Expense	1,490.92	1,247.00	4,439.59	3,741.00	698.59
Life Insurance Expense	698.40	672.00	1,938.44	2,016.00	(77.56)
Pension Expense	6,330.00	6,370.00	18,150.00	19,110.00	(960.00)
FICA Expense	8,379.80	10,351.00	31,313.68	32,131.00	(817.32)
Worker's Compensation	4,914.00	4,517.00	14,740.56	14,013.00	727.56
Transit Operator Vacation Wages	4,473.53	3,180.00	13,079.96	23,980.00	(10,900.04)
Transit Operator Holiday Wages	3,686.36	3,770.00	8,205.88	9,425.00	(1,219.12)
Transit Operator Sick Wages	794.61	2,828.00	4,584.16	8,484.00	(3,899.84)
Mechanic Vacation Wages	1,668.00	1,341.00	5,231.58	4,023.00	1,208.58
Mechanic Holiday Wages	917.80	1,176.00	2,195.64	3,528.00	(1,332.36)
Mechanic Sick Wages	585.60	90.00	2,134.49	270.00	1,864.49
Transp. Admin Vacation Wages	1,117.84	1,188.00	3,376.33	3,564.00	(187.67)
Transp. Admin Holiday Wages	1,033.20	835.00	2,583.04	2,505.00	78.04
Transp. Admin Sick Wages	290.93	251.00	2,377.07	753.00	1,624.07
Maint. Admin Vacation Wages	932.36	756.00	1,512.87	2,268.00	(755.13)
Maint. Admin Holiday Wages	527.24	302.00	1,228.08	906.00	322.08
Maint. Admin Sick Wages		91.00	623.36	273.00	350.36
Gen Admin. Vacation Wages	1,019.89	708.00	2,312.69	2,124.00	188.69
Gen. Admin Holiday Wages	797.47	466.00	1,997.02	1,398.00	599.02
Gen. Admin Sick Wages		140.00	165.52	420.00	(254.48)
Transit Uniform Allowance	428.44	779.00	1,929.45	2,337.00	(407.55)
Maintenance Uniform Allowance	340.04	630.00	1,397.43	2,838.00	(1,440.57)
Tool Allowance	399.98	117.00	817.48	351.00	466.48
License Reimbursement		42.00	150.00	196.00	(46.00)
Burden Adjustment	(11,290.00)	(15,347.00)	(33,205.40)	(44,961.00)	11,755.60
<b>Total Fringe Benefits</b>	<b>79,958.27</b>	<b>79,126.00</b>	<b>241,874.11</b>	<b>257,471.00</b>	<b>(15,596.89)</b>
<b>Services</b>					
Management Consultant	11,284.90	12,375.00	36,968.26	37,125.00	(156.74)
Commissioner Expense	3.24	83.00	411.61	249.00	162.61
Auditing Expense	4,140.00	3,600.00	4,140.00	3,600.00	540.00
Legal Expense	876.79	667.00	876.79	2,001.00	(1,124.21)
Service Bureau	61.56	450.00	1,171.25	1,350.00	(178.75)
Security Service	442.80	83.00	613.08	249.00	364.08
Outside Advertising	64.00	417.00	6,139.25	1,251.00	4,888.25
Driver and Criminal Record	10.00		430.00		430.00
Drug & Alcohol Testing	590.00	333.00	1,925.00	999.00	926.00
Pre-Employment Medical	140.00	83.00	140.00	249.00	(109.00)
Janitorial Service and Supplies	524.54	658.00	2,191.56	1,974.00	217.56
Bank Service Charges	652.81	625.00	1,979.37	1,875.00	104.37
<b>Total Services</b>	<b>18,790.64</b>	<b>19,374.00</b>	<b>56,986.17</b>	<b>50,922.00</b>	<b>6,064.17</b>
<b>Materials and Supplies</b>					
Fuel Operations	21,394.68	18,581.00	69,631.59	57,156.00	12,475.59
Sale of Fuel to City Departments	31,300.90	25,000.00	107,825.66	75,000.00	32,825.66
Maintenance Parts	10,375.28	9,944.00	36,463.03	30,436.00	6,027.03
Purchase Discounts	(129.68)	(250.00)	(772.43)	(750.00)	(22.43)
Tires Expense	894.96	1,295.00	1,113.26	3,983.00	(2,869.74)
Oil and Grease	279.65	303.00	769.06	931.00	(161.94)
Maintenance Supplies	564.11	786.00	2,670.92	2,358.00	312.92
Body Shop Supplies	1,171.07	443.00	2,487.77	1,329.00	1,158.77
Hazardous Materials		123.00	171.06	369.00	(197.94)
Outside Parts and Labor	50.00	42.00	150.00	126.00	24.00

G-15

**Manchester Transit Authority**  
**Income Statement Transit**  
**For the Three Months Ending September 30, 2006**

	<u>Current</u>	<u>Budget</u>	<u>YTD</u>	<u>YTD Budget</u>	<u>YTD Net Change</u>
Repairs-Inner City Terminal		\$250.00		\$750.00	(\$750.00)
Repairs-Building and Grounds	775.51	1,093.00	3,207.64	3,279.00	(71.36)
Repairs-Shop Equipment	12.65	197.00	310.63	591.00	(280.37)
Repairs-Radio Equipment		42.00		126.00	(126.00)
Repairs-Office Equipment	612.79	275.00	1,280.64	825.00	455.64
Office Supplies	314.00	917.00	1,060.52	2,751.00	(1,690.48)
Transit Schedules and Tickets		1,000.00	100.00	3,000.00	(2,900.00)
<b>Total Materials and Supplies</b>	<b>67,615.92</b>	<b>60,041.00</b>	<b>226,469.35</b>	<b>182,260.00</b>	<b>44,209.35</b>
<b>Utilities</b>					
Electricity	1,607.02	1,995.00	4,761.49	4,995.00	(233.51)
Natural Gas	43.69	50.00	122.65	150.00	(27.35)
Telephone	536.99	665.00	2,030.38	1,995.00	35.38
Water	148.26	152.00	451.94	456.00	(4.06)
<b>Total Utilities</b>	<b>2,335.96</b>	<b>2,862.00</b>	<b>7,366.46</b>	<b>7,596.00</b>	<b>(229.54)</b>
<b>Insurance</b>					
Public Liability Insurance	10,881.00	10,881.00	32,644.00	32,643.00	1.00
Other Liability	1,095.00	1,095.00	3,281.74	3,280.00	1.74
<b>Total Insurance</b>	<b>11,976.00</b>	<b>11,976.00</b>	<b>35,925.74</b>	<b>35,923.00</b>	<b>2.74</b>
<b>Other Expenses</b>					
Dues and Memberships		83.00	104.95	249.00	(144.05)
Tolls and Parking	50.00		125.00		125.00
Training and Meetings	116.85	292.00	1,987.03	876.00	1,111.03
Grievance Expense		38.00		114.00	(114.00)
Depreciation	36,000.00	36,000.00	108,000.00	108,000.00	
<b>Total Other Expenses</b>	<b>36,166.85</b>	<b>36,413.00</b>	<b>110,216.98</b>	<b>109,239.00</b>	<b>977.98</b>
<b>Total Expenses</b>	<b>322,805.45</b>	<b>318,645.00</b>	<b>1,009,485.20</b>	<b>978,372.00</b>	<b>31,113.20</b>
<b>Net Income (Loss)</b>	<b>(42,148.56)</b>	<b>(31,190.16)</b>	<b>(90,385.03)</b>	<b>(93,575.48)</b>	<b>3,190.45</b>

G-1h



School

September 2006

G-17

**Manchester Transit Authority**  
**Income Statement School**  
**For the Three Months Ending September 30, 2006**

	Current	Budget	YTD	YTD Budget	YTD Net Change
<b>Student Transportation</b>					
Pupil Contract	\$140,237.70	\$163,096.00	\$444,614.10	\$489,288.00	(\$44,673.90)
Manchester Skill Center	11,251.95	8,737.00	33,067.95	8,737.00	24,330.95
Special Needs	10,587.00	12,704.00	31,761.00	33,878.00	(2,117.00)
Student Tickets	(41.25)	3,600.00	(131.25)	3,600.00	(3,731.25)
<b>Total Student Transportation</b>	<b>162,035.40</b>	<b>188,137.00</b>	<b>509,311.80</b>	<b>535,503.00</b>	<b>(26,191.20)</b>
<b>School Charter</b>					
Student Athletics	20,393.01	18,000.00	21,043.71	21,000.00	43.71
Student Fieldtrips	2,869.80	1,000.00	16,182.30	11,000.00	5,182.30
<b>Total School Charters</b>	<b>23,262.81</b>	<b>19,000.00</b>	<b>37,226.01</b>	<b>32,000.00</b>	<b>5,226.01</b>
<b>Other Revenue</b>					
Interest Income	286.75	100.00	815.44	300.00	515.44
Other Non-Transp. Revenue	90.00		555.50		555.50
<b>Total Other Revenue</b>	<b>376.75</b>	<b>100.00</b>	<b>1,370.94</b>	<b>300.00</b>	<b>1,070.94</b>
<b>Total Operational Income</b>	<b>185,674.96</b>	<b>207,237.00</b>	<b>547,908.75</b>	<b>567,803.00</b>	<b>(19,894.25)</b>
<b>Expenses</b>					
<b>Labor</b>					
School Operator Wages	85,060.37	88,184.00	116,979.12	117,872.00	(892.88)
School Operator Overtime Wages	5,496.88	2,776.00	5,496.88	3,777.00	1,719.88
Transit Operator Wages		697.00		697.00	(697.00)
Transit Operator Overtime Wages	59.15		59.15		59.15
Mechanic Wages	6,564.02	8,654.00	20,738.75	26,374.00	(5,635.25)
Transp. Admin Wages	7,801.17	8,942.00	18,655.87	27,253.00	(8,597.13)
Transp. Admin Overtime Wages	252.22	407.00	659.45	1,221.00	(561.55)
Maint. Admin Wages	3,017.84	3,071.00	8,705.27	9,359.00	(653.73)
General Admin Wages	3,736.51	4,634.00	10,674.23	14,122.00	(3,447.77)
Gen. Admin Overtime Wages		53.00	105.30	159.00	(53.70)
Payroll Transaction	(8.47)		(360.37)		(360.37)
<b>Total Labor</b>	<b>111,979.69</b>	<b>117,418.00</b>	<b>181,713.65</b>	<b>200,834.00</b>	<b>(19,120.35)</b>
<b>Fringe Benefits</b>					
Health Insurance Expense	(47.32)		941.89		941.89
Dental Insurance Expense	85.17		1,080.34		1,080.34
FICA Expense	6,283.55	8,374.00	10,231.14	13,400.00	(3,168.86)
Worker's Compensation	3,558.00	3,593.00	10,675.44	4,796.00	5,879.44
School Operator Holiday Wages	75.30		75.30		75.30
School Uniform Allowance	24.99	342.00	(5.00)	1,026.00	(1,031.00)
Tool Allowance			381.50		381.50
License Reimbursement	80.00	167.00	320.00	501.00	(181.00)
Burden Adjustment	11,290.00	15,348.00	33,205.40	44,964.00	(11,758.60)
<b>Total Fringe Benefits</b>	<b>21,349.69</b>	<b>27,824.00</b>	<b>56,906.01</b>	<b>64,687.00</b>	<b>(7,780.99)</b>
<b>Services</b>					
Management Consultant	11,284.90	12,375.00	36,988.27	37,125.00	(136.73)
Commissioner Expense	3.25	83.00	411.62	249.00	162.62
Auditing Expense	2,760.00	5,400.00	2,760.00	5,400.00	(2,640.00)
Legal Expense		667.00		2,001.00	(2,001.00)

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**Manchester Transit Authority**  
**Income Statement School**  
**For the Three Months Ending September 30, 2006**

	Current	Budget	YTD	YTD Budget	YTD Net Change
Service Bureau	\$71.57	\$675.00	\$1,283.36	\$2,025.00	(\$741.64)
Security Service	664.20	125.00	710.24	375.00	335.24
Outside Advertising	444.35	1,250.00	3,099.17	3,750.00	(650.83)
Driver and Criminal Record	78.00		1,264.00		1,264.00
Drug & Alcohol Testing	910.00	917.00	1,785.00	2,751.00	(966.00)
Pre-Employment Medical	615.00	583.00	1,230.00	1,749.00	(519.00)
Janitorial Service and Supplies	524.54	658.00	1,282.55	1,974.00	(691.45)
Bank Service Charges	90.50	42.00	271.50	126.00	145.50
<b>Total Services</b>	<b>17,446.31</b>	<b>22,775.00</b>	<b>51,085.71</b>	<b>57,525.00</b>	<b>(6,439.29)</b>
<b>Materials and Supplies</b>					
Fuel Operations	22,961.82	18,385.00	25,986.03	24,039.00	1,947.03
Maintenance Parts	3,526.38	5,720.00	7,893.53	7,479.00	414.53
Tires Expense	875.88	1,607.00	3,632.36	2,102.00	1,530.36
Oil and Grease	117.68	320.00	462.49	419.00	43.49
Maintenance Supplies	862.64	547.00	2,401.98	1,641.00	760.98
Body Shop Supplies	775.52	308.00	1,337.72	924.00	413.72
Hazardous Materials		85.00		255.00	(255.00)
Outside Parts and Labor		42.00		126.00	(126.00)
Repairs-Building and Grounds	505.93	824.00	682.23	2,472.00	(1,789.77)
Repairs-Shop Equipment	10.77	137.00	214.03	411.00	(196.97)
Repairs-Radio Equipment		42.00		126.00	(126.00)
Repairs-Office Equipment	501.36	225.00	549.27	675.00	(125.73)
Office Supplies	193.15	750.00	882.28	2,250.00	(1,367.72)
School Schedules and Tickets		333.00		999.00	(999.00)
<b>Total Materials and Supplies</b>	<b>30,331.13</b>	<b>29,325.00</b>	<b>44,041.92</b>	<b>43,918.00</b>	<b>123.92</b>
<b>Utilities</b>					
Electricity	1,315.91	1,505.00	3,896.84	4,315.00	(418.16)
Natural Gas	38.73	100.00	103.34	300.00	(196.66)
Telephone	439.33	502.00	863.98	1,506.00	(642.02)
Water	121.29	115.00	369.76	345.00	24.76
<b>Total Utilities</b>	<b>1,915.26</b>	<b>2,222.00</b>	<b>5,233.92</b>	<b>6,466.00</b>	<b>(1,232.08)</b>
<b>Insurance</b>					
Public Liability Insurance	14,500.00	14,499.00	43,487.00	43,497.00	(10.00)
Other Liability	918.00	917.00	2,747.42	2,751.00	(3.58)
<b>Total Insurance</b>	<b>15,418.00</b>	<b>15,416.00</b>	<b>46,234.42</b>	<b>46,248.00</b>	<b>(13.58)</b>
<b>Other Expenses</b>					
Dues and Memberships		167.00		501.00	(501.00)
Tolls and Parking			23.50		23.50
Training and Meetings	211.62	375.00	1,378.28	1,125.00	253.28
Grievance Expense		38.00		114.00	(114.00)
Depreciation	21,000.00	21,000.00	63,000.00	63,000.00	
<b>Total Other Expenses</b>	<b>21,211.62</b>	<b>21,580.00</b>	<b>64,401.78</b>	<b>64,740.00</b>	<b>(338.22)</b>
<b>Total Expenses</b>	<b>219,651.70</b>	<b>236,560.00</b>	<b>449,617.41</b>	<b>484,418.00</b>	<b>(34,800.59)</b>
<b>Net Income (Loss)</b>	<b>(33,976.74)</b>	<b>(29,323.00)</b>	<b>98,291.34</b>	<b>83,385.00</b>	<b>14,906.34</b>

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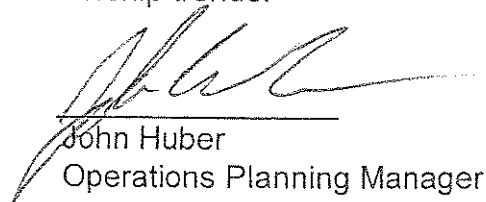
# Commissioners Memorandum

To: Commissioners  
 From: John Huber, Operations Planning Manager  
 Date: September 27, 2006  
 Re: Transit Ridership Report – August 2006



	August			FYTD			
Routes	Weekdays	2005	2006		FY 2006	FY 2007	
	Saturdays	23	23				
		4	4	% Change			% Change
Airport- Route #1		951	1,022	7.47%	1,773	1,874	5.70%
Lake-Hanover St. Route #2		2485	3,458	39.15%	4,620	6,029	30.50%
Goffsfalls Route #3		1313	1,447	10.21%	2,914	2,723	-6.55%
Page-Elliott Route #4		2107	2,308	9.54%	4,020	4,094	1.84%
Pinard-Bremer Route #5		1080	1,289	19.35%	2,139	2,460	15.01%
Gossler-St. Anselm Route #6		2438	2,419	-0.78%	4,378	4,550	3.93%
VA Hospital Route #7		2866	2,541	-11.34%	5,354	5,012	-6.39%
So. Willow Route #8		4544	4,150	-8.67%	8,407	7,490	-10.91%
DW Highway-River Rd. Route #9		2483	2,328	-6.24%	4,714	4,548	-3.52%
Valley-Weston Rd. Route #10		4181	3,595	-14.02%	8,035	6,787	-15.53%
Front St. Route #11		1912	2,026	5.96%	3,737	3,592	-3.88%
So. Beech Route #12		3460	3,774	9.08%	6,783	6,665	-1.74%
Bedford Mall Route #13		5001	4,535	-9.32%	9,668	8,799	-8.99%
UPass Riders - NHCTC			0		0	0	
Vista Shuttle		543	352	-35.17%	983	540	-45.07%
Hannaford Shuttle		728	539	-25.96%	1,422	1,109	-22.01%
Stop & Shop Shuttle			218			414	
VERIZON SHUTTLE		12	0	-100.00%	85	0	-100.00%
(number of events)		1	1	0.00%			
Weekday Fixed Route Totals		36,104	36,001	-0.29%	69,032	66,853	-3.16%
Saturday Fixed Route Totals		3,128	3,695	18.13%	6,390	8,332	30.39%
MTA Specials & Excursions		0	77		199	77	
Fixed Route Weekday Average		1,570	1,565	-0.29%	1,605	1,543	-3.91%
Total Transit Passengers Served		39,283	39,696	1.05%	75,621	75,185	-0.58%
Total StepSaver Passengers Served		927	714	-22.98%	1641	1,519	-7.43%

The attached graph shows system-wide ridership trends.

  
 John Huber  
 Operations Planning Manager

67-20

# Commissioners Memorandum

To: Commissioners  
 From: John Huber, Operations Planning Manager  
 Date: October 24, 2006  
 Re: Transit Ridership Report – September 2006



<u>Routes</u>	<u>September</u>		<u>% Change</u>	<u>FYTD</u>		<u>% Change</u>
	2005	2006		FY 2006	FY 2007	
	Weekdays	20				
	Saturdays	5				
Airport- Route #1	683	967	41.58%	2,456	2,841	15.68%
Lake-Hanover St. Route #2	3054	3,531	15.62%	7,674	9,560	24.58%
Goffsfalls Route #3	1625	1,366	-15.94%	4,539	4,089	-9.91%
Page-Elliot Route #4	1773	2,064	16.41%	5,793	6,158	6.30%
Pinard-Bremer Route #5	1231	1,246	1.22%	3,370	3,706	9.97%
Gossler-St. Anselm Route #6	2595	2,926	12.76%	6,973	7,476	7.21%
VA Hospital Route #7	2607	2,449	-6.06%	7,961	7,461	-6.28%
So. Willow Route #8	3803	3,680	-3.23%	12,210	11,170	-8.52%
DW Highway-River Rd. Route #9	2903	2,544	-12.37%	7,617	7,092	-6.89%
Valley-Weston Rd. Route #10	3997	3,589	-10.21%	12,032	10,376	-13.76%
Front St. Route #11	2060	2,020	-1.94%	5,797	5,612	-3.19%
So. Beech Route #12	3072	4,085	32.98%	9,855	10,750	9.08%
Bedford Mall Route #13	4496	3,840	-14.59%	14,164	12,639	-10.77%
UPass Riders - NHCTC		503		0	670	
Vista Shuttle	442	217	-50.90%	1,425	757	-46.88%
Hannaford Shuttle	585	400	-31.62%	2,007	1,509	-24.81%
Stop & Shop Shuttle		144			558	
VERIZON SHUTTLE	52	0	-100.00%	137	0	-100.00%
(number of events)	1	1	0.00%			
Weekday Fixed Route Totals	34,978	35,571	1.70%	104,010	102,424	-1.52%
Saturday Fixed Route Totals	3,605	4,954	37.42%	9,995	13,286	32.93%
MTA Specials & Excursions	0	0		199	77	
Fixed Route Weekday Average	1,666	1,779	6.78%	1,625	1,779	9.44%
Total Transit Passengers Served	38,583	40,525	5.03%	114,204	115,710	1.32%
Total StepSaver Passengers Served	810	845	4.32%	2451	2,364	-3.55%

The attached graph shows system-wide ridership trends.

  
 John Huber  
 Operations Planning Manager

6-21

## MAYOR'S UTILITY COORDINATING COMMITTEE

October 18, 2006

**Chairman's Synopsis:** Paving work on Candia Road will begin next week even as road building continues up the hill near the Youngsville School. The Cohas Brook Interceptor project will progress up Holt Avenue to East Industrial Park Drive, taking the existing Pumping Station off-line before winter. The overlay on McGregor Street in front of CMC may be pushed off until spring due to outstanding Verizon duct work. Foundry Street work may also be postponed due to outstanding Verizon pole work. Emergency sewer work will soon begin on Cheney Place.

~ ~ ~ ~ ~

The meeting was called to order by Peter Capano at 10:05 AM.

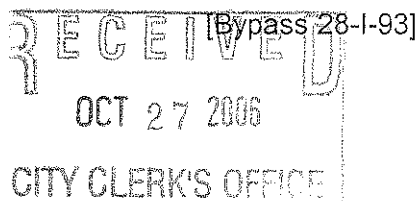
### MANCHESTER HOUSING & REDEVELOPMENT

#### Ward

- #3 157 Chestnut St. – MHRA intends to relocate the offices of the Construction Division from 89 Pine St. to this property. Ferd Construction has applied for a building permit. Work should begin this month.
- #12 French Hall – J.P. Sercel Assoc. (Lazer design/production firm) currently renovating the property. Occupancy is scheduled for November.
- #12 Northwest Business Park – Oest Engineering continues with the permitting process. Subdivision application has been submitted to the planning board for the November meeting.
- #11 Brown School – An addition will be made to the former school building so as to accommodate 34 units of Elderly Housing. The building permit has been approved. North Branch Construction is scheduled to begin the work in November.
- #3 Jac-Pac – Continuing to look for interim use proposals. CMC continues to use the site for parking during construction of the parking garage on McGregor Street.

### STATE PROJECTS

- #6 Candia Road – R.S. Audley is under contract with the N.H.-D.O.T. for this road reconstruction project which has a two-year construction period. Construction has recommenced.



H

## Ward#

### #11 Granite St./F.E.

Everett Trnpr Imprv.

- The NHDOT "C" contract was awarded to Middlesex Corp. of Mass. at \$28,687,750 which includes the City's work on Granite Street between Main St. and the river plus turnpike work. The Everett Turnpike abutment work is underway, the steel is up on the piers for the new south-bound lane bridge.

The City's Granite St. Bridge Contract was awarded to E.D. Swett, the low bidder at \$11.7 million. Steel is being placed for a couple of sections now. The remainder of the City's (Contract "E") Granite Street work (Commercial St. to Elm St.) will be bid in 2006.

### #8 Airport Access Road

- The NH Department of Transportation's design is progressing. Building demolition is complete in Manchester. Construction is expected to begin in 2007. The project will be split into multiple contracts. HTA is designing relocation of Trolley Crossing Pump Station force main for EPD.

## PLANNING/BUILDING

### SUBDIVISIONS

#### #12 Legacy Dr.

- 11 lot subdivision located between Straw Rd. and Goffstown Road, base pavement is down, curbing is now in place.

#### #8 Bryant Road

- Approved for both condos (56) and single family housing (34). Construction well underway.

#### #12 Woodland Pond

- 77 lot subdivision for single-family homes approved with roads off Countryside Blvd. Work has begun on last phase.

#### #1 McLane Way

- Seven unit planned development is under construction.

#### #6 Grand View Estates

- 15 homes proposed on an extension of Lindstrom Lane is under construction.

#### #2 Sky Meadow Way

- 4 unit planned development approved off Currier Drive, work has begun.

#### #3 167/168 Silver St.

- Two six-unit condos approved by Planning Board. Building permit coming soon.

H

## Ward #

- #8** 270 Stanton St. - 4 new lots approved by Planning Board. Utility work underway on one lot.

## SITE PLANS

- #3** Chinburg - Multiple residential townhouses are under construction with two highrise towers to follow just south of Fisher Cats Stadium. Some occupancy permits have been issued.
- #5** 310 Wilson St. - Shopping center rehab. – 73,000 SF, new overall 171,000 S.F. Retail building "B" occupied. "Stop n' Shop" open. Gas pumps are open. Retail building "A" under construction.
- #2** 166 LaGrange Ave. - Islamic Society Mosque foundation permit issued from Building Department.
- #12** 25 Hackett Hill Road - 52 Unit, two buildings done, third underway.
- #6** 25 Lakeside Dr. - Dunkin' Donuts building under construction.
- #2** 845 Mammoth Rd. - Three story, 10 unit building approved by Planning Board.
- #2** 747 Mammoth Rd. - Six-unit apartments under construction.
- #6** Hobbs Way - Four houses to be built off Bridge Street Extension.
- #5** 661 Bell St.  
"Vista View" - Combination of 12 handicap access apartments & 26 townhouses. Construction has begun on townhouses.
- #9** 915 S.Mammoth Rd. - Three self-storage units has Planning Board approval.
- #7** Maple/Silver Sts.  
435 Somerville - Mill proposal to convert to housing approved by Planning Board. (NH Neighborhood Housing)
- #2** 978 Mammoth Rd. - "Mammoth Oaks" 8-unit planned development approved, construction has begun.
- #11** CMC - Project consists of a new medical office building and a parking garage. Foundation for garage almost complete. Walkway over McGregor St. to be built. Harvey Construction managing this project.
- #6** 1070 Holt Ave. - Industrial building is almost complete.
- #12** The Neighborhood  
@ Woodland Pond - 487 Units on 110 acres bordering Goffstown and Hooksett at Hackett Hill approved by Planning Board. Work is underway on extension of Countryside Blvd.

## Ward #

- #2 Currier Museum of Art - Expansion of building towards Orange St. and parking lot on the Prospect Street is well underway.
- #6 1085/1095 Bodwell Rd. - Whitetail Crossing development, 5 bldgs. 26 units under construction.
- #8 293 Abby Rd. - 32,000 S.F. office/warehouse building for Redlon & Johnson. Foundation is complete.
- #6 1207 Hanover St. - Rehabilitation of existing warehouse/retail to 19,500 S.F. with loading and parking. Approved by Planning Board.
- #9 161 So.Beech St. - Four story, 29 unit apartment proposed along with conversion of church to retail space. Approved by Planning Board.
- #5 1571 S.Willow St. - Jared Jewelers converting Exxon to retail approved by Planning Board. Construction underway.
- #3 #73 W.Brook St. - Proposal for a 15,530 S.F. building for PSNH Call Center with parking. Work is underway.
- #3 #386 Union St. - Proposal for a 4,000 S.F. one story building to be used as a Laundromat at Lake Ave. has been approved.
- #8 #70 Keller St. - Proposal to build a 31,000 S.F. Team Nissan dealership. Work underway.

## **Water Works Projects**

### Water Main Relays

- A) Farmer Ln. – Candia Rd. northerly 150 L.F. of 6" next year  
B) Brown Ave. – Relay for Airport Access Rd. 1,500 L.F. of 12" next year

## **PARKS & RECREATION PROJECTS**

### **P&R PROJECTS - FY'07**

H

## Ward#

- #10 Piscataquog Trailway, Phase III** - This will involve continuation of the trail from S. Main St. to the West Side Ice Arena, continuing from where Phase II ends continuing west. This phase will be designed by VHB and awaits execution of the municipal agreement in October. We are working with the landowner and currently negotiating for an easement through the property. We have come to a verbal, non-formal agreement with Tires Inc. for an easement through their property. We hope to have the agreement drafted and made legal shortly. Final design underway – bids due March '07.
- #10 Piscataquog River, East** - A new multi-purpose athletic field is to be constructed at the end of Douglas Street. The multi-use field will be a combination of football and lacrosse athletic fields. There is a need for this athletic complex to provide a new home for the Pop Warner team on the west side and additional space for PAL lacrosse.
- #10 Piscataquog River Park** - Bidding documents have been created and bids are currently being accepted for the repair of the Piscataquog River Park. This will restore the fields and trail to their pre-flooding condition. Bid opening date is October 18<sup>th</sup>.
- #11 Gossler/ Parkside** - Currently seeking professional design services to update and improve the site containing these two school facilities for possible construction in FY '08.
- #9 Calef Road** - Located off of Garfield Street behind the Fire Station on Calef Road. Create a passive park area in place of the tennis courts that will be removed and a playground adjacent to Garfield St. with some parking to better suit the needs of the neighborhood and deter illegal activities. Kaestle Boos Associates is in the design phase and construction is anticipated for late fall or early spring.
- #2 Weston Observatory** - Weston Tower Observatory restoration needed to save the tower from further deterioration that will inevitably end up destroying the landmark if not corrected. Major improvements will include restoration of the roof, repointing of the stone, restoration of the stairs and other improvements to include some brush clearing around the Tower. Architectural Services Contract to be signed with Kurt Lauer.
- #11 West Jr. Deb Field** - Currently, no nighttime field lighting exists; it has been requested to provide these utilities to allow for night games. \$75,000 has been donated to the league for the field lighting and a steel archway over the entrance to the fields.



## Ward #

- #8 Crystal Lake - The Crystal Lake Master Plan will assist the City to preserve Crystal Lake Park and the surrounding area in a manner consistent with the City's Master Plan and desired outcome of the people in the surrounding communities. We had our first Community meeting where the public had the opportunity to submit their comments. We will be having another Community meeting for additional comments and suggestions.

Implementation of phase one (funded in FY '07) of this master plan to be implemented subsequent to completion of master plan.

- #3 Bakersville School - Moriece & Gary updated their original plan. Bidding process was completed with Perma-Drive as the lowest bidder. We have a pre-construction meeting on September 26, 2006.

- #2 Hillside School - DuBois & King to update their original design for improvements/expansion to existing athletic fields located to the west of the school. A presentation will be given on Oct. 23<sup>rd</sup> 2006 at the next Building and Sites Committee meeting.

- Valley Cemetery Rehabilitation - Continued work on the restoration of Valley Cemetery including the Pine Street Gate, Chapel, fence and update/replace miscellaneous utilities as the "Friends of Valley Cemetery" allow.

- #12 Black Brook Dam - The Department is seeking funds in the amount of \$40,000 to begin the process of removal as voted on by the Board of Mayor and Aldermen. Dubois & King to assist us in the engineering, permitting and monitoring of the process. Forty percent (40%) of the anticipated costs will be in-kind services and the balance will come from a State Section 319 Grant from the N.H. Department of Environmental Services. They are working very closely and assisting us with this process. The Watershed Restoration Grant has been completed and has been submitted to the N.H. D.E.S.

## HIGHWAY DEPARTMENT PROJECTS

### Construction Projects

- # 6 Candia Rd.  
Dry Sewer - Sewer construction is about complete.

H

## Ward#

- #11/12 CSO-6 - Work has begun on Kelley, Bremer and Mason Streets. R.D. Edmunds of Franklin, NH. is the contractor on this \$6 million project.
- #5 Spruce St. - Lincoln to Wilson – Base pavement is down, lights are in, retaining walls under construction by subcontractor.
- #11 Dover St. - Replace sewer this year.
- #3 Chestnut /Hanover Streets - Sidewalks from Hanover St. to Manchester St. and Chestnut to Pine.

## Reconstruction Projects

- |                             |   |          |
|-----------------------------|---|----------|
| #3/4 Union St.              | - Hanover to Bridge Street  | 2007     |
| #5 Spruce St.               | - Wilson to Hall Street   | 2007     |
| #5 Central St.              | - Lincoln to Wilson Street  | 2007     |
| #4/5 Laurel St.             | - Lincoln to Wilson Street  | 2007     |
| #5 Cedar St.                | - Wilson to Belmont Street  | 2007     |
| #5 Belmont St.              | - Massabesic to Belmont Street  | 2007     |
| #9 Murphy St.               | - Columbia Dr. to Devco Drive   | Underway |
|                             |   |          |
| #5 Massabesic/<br>Old Falls | - Curbing work underway.  |          |
|                             |   |          |
| #5/7 Jewett St.             | - Young to Massabesic – Sewer replacement, Spring 2007.                           |          |
|                             |   |          |
| #1 Walnut Hill Ave.         | - Sewer/Drain Constr. - R.D. Edmunds has completed pipe work, paving coming soon. |          |

## Environmental Protection Division

### I. Combined Sewer Overflow Projects (CSO)

- (a) W.Bridge/Bremer/Lorraine Sts. – Work is ongoing at two fronts on the West Side for this \$5.7 million project. Work will focus on the Bremer and Mason Streets over the next month. Project is about 52% complete.
- (b) Poor/Schiller Street Separation – Park Construction will be starting work on this \$4.76 million project September 18<sup>th</sup>. A pre-construction meeting was held on September 11<sup>th</sup>.
- (c) Crescent Road Separation – This is the final Phase I CSO construction contract and is scheduled to be bid in January '07. Work will take place on Brown Ave. So. Jewett St., Cilley Rd., Crescent Rd., Cleveland St., Dover St. and Pine Street among others. A coordination meeting will be held later this year.

## Ward#

### II. Cohas Brook Interceptor Project – Phase II

- A. Contract 1: Sewer installation is ongoing on Pepsi Drive up to East Industrial Drive. This \$4.56 million project is about 54% completed.
- B. Contract 2: Large diameter and very deep sewer will be constructed from Holt Avenue cross country to Proctor Road, north on Proctor Road and will end with a cross country segment to Candia Rd. Nov. 9<sup>th</sup> is the scheduled bid date for the \$4.0 million construction project.
- C. Contract 3: The new Candia Road Pump Station is scheduled to be constructed in the summer/fall of '07. Pump station will be located at the corner of Lakeshore Drive and Candia Rd. Contract will also include the decommissioning of the Elton Avenue and old Candia Road pump stations.

### III. Sewer Projects

- 1> Candia Road sewer installation is ongoing as part of Audley's NHDOT project with work being done on Proctor Road.
- 2> Sewer/drainage rehabilitation project for Walnut Hill Avenue has begun. This \$458,000 contract is scheduled to be completed in November.
- 3> Design of Jewett Street sewer rehabilitation is ongoing and will be bid in early 2007.
- 4> A second major sewer break has been identified on Cheney Place that will also require repair work.

<b>MANCHESTER AIRPORT</b>
---------------------------

- |  |   |
|--|---|
| <b>#8 Runway 6</b>   | - Runway 6 reconstruction ongoing. Contractor awarded Continental Paving, Inc. Completion set for Fall 2006.  |
| <b>#8 Aerohex Hangars</b>                                  | - New hangars in the northeast area of the airport. Site work has begun by North Branch Construction, Inc. Project completion anticipated for Feb. '07.                   |
| <b>#8 Runway 24 Safety Area Extn. across S. Willow St.</b> | - Design work has begun for multiple project associated with the extension of the Runway 24 Safety Area. Construction is slated for 2007.                                 |
| <b>#8 De-Icer Fluid Management</b>                         | - Project is underway through a design/build contract to Weston Solutions, Inc. along with Continental Paving. Construction completion is anticipated for the end of '06. |
| <b>#8 Sand/Salt Storage Facility</b>                       | - Kinsman Corp., Inc. of Hooksett, NH has begun project. Work is ongoing, and completion October/November '06.  |
| <b>#8 Sand Equipment Bid</b>                               | - Next to Airfield Maintenance on Kelley Ave. Project awarded to Kinsman Corp. Project is on-going.   |

### Ward#

- #8 Summit Packaging - Work has been awarded to All-Ways Wrecking. Work  
#16 Ammon Rd. to begin mid to end October. Completion within 180  
calendar days.
- #8 Meggit Avionics - Work has been awarded to All-Ways Wrecking. Work  
#10 Ammon Rd. to begin mid to end of October. Completion within 180  
calendar days.
- #8 FAA Existing ATCT  
#8 Ammon Rd. - The tower is removed down to the main buildings' roof line.  
Lavallee/Bresinger are the designers. Martini-Northern of  
Portsmouth, NH are the construction managers. Work to  
begin October '06 with completion scheduled for Dec. '06.

### KEYSPAN ENERGY DELIVERY

### CSO

- |   |                  |          |
|---|------------------|----------|
| a) Cartier St. – Bremer St. to Kelley St.               | 500 L.F. of 4"   | Complete |
| b) Youville St. – Bremer St. North to end of Main St.   | 220 L.F. of 4"   | Complete |
| c) Montgomery St. – Bremer St. North to end of Main St. | 1,015 L.F. of 2" | Complete |
| d) Notre Dame Ave. – Notre Dame at Kelley St.           | 125 L.F. of 4"   |          |
| e) Kelley St. – Dubuque St. to Reed Street              | 1,080 L.F. of 8" |          |
| f) Bremer St. – Hevey St. to Alsace St.                 | Tie Ins          | Complete |
| g) Hevey St. – Montgomery St. to Kelley St.             | 700 L.F. of 6"   | Complete |

### State of NH-D.O.T.

- |                                     |                  |
|-------------------------------------|------------------|
| a) Candia Rd. – I93 to Proctor Road | 2,050 L.F. of 8" |
|-------------------------------------|------------------|

### PSNH

- #11 CMC - Line crews in McGregor, Putnam, Foundry streets for  
another three weeks, mostly on Foundry Street.
- #12 Countryside  
Blvd. - The Neighborhood @ Woodland Pond, underground power  
this Fall.
- #5/7/8 Elliot Hospital - Communications upgrade requiring approximately 200  
Fiber new poles on Huse Rd., Mammoth Rd. and So. Willow.

### MANCHESTER TRAFFIC DEPARTMENT

- #8 Goffs Falls Rd./  
Beatrice St. - Signals to be installed, bids are due next week.

Ward#

VERIZON
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- #6 Candia Rd. – Massabesic Circle to I-93. Cable relocation underway. Complete from Circle to Hanover St. Entirely complete by October 27<sup>th</sup>.
- #5 Spruce St. – Lincoln to Wilson conduit replacement to accommodate Highway Department reconstruction work. Will install conduit on north sidewalk through Wilson St. intersection – to begin in July.
- #11 CMC – Installing new conduit on McGregor Street from Citizen's Bank to Foundry St. 150' this Fall. Out to contract next week.
- #9 Keller St. – Replacing two poles for Autofair.

**NEXT MEETING:** The next MUCC meeting has been scheduled for Wednesday, November 15<sup>th</sup> 2006 at 10: 00 AM in the **Conference Room, second floor, at the Manchester Water Works.**

Attended    Contact List

x	Ms. Janet Kelliher	PSNH	882-5894 X5230
x	Mr. Karl Franck	Building Dept.	624-6475
	Mr. Jay Davini	Manchester Highway Dept.	624-6444
x	Mr. Guy Chabot	Manchester Water Works	624-6494
x	Mr. Chris Blue	Fire Department	669-2256
	Mr. Mike Venti	Airport Authority	624-6539 X318
	Mr. Jody Rivard	Manchester Fire Dept.	669-2256
	Mr. Chuck Deprima	Parks & Recreation Dept.	624-6565 X315
	Mr. Terry Harlacher	Planning Department	624-6450
x	Ms. Betty Hackett	Verizon	645-2713
	Mr. Paul Shea	Keyspan	231-4970
x	Mr. Mike Jolin	MHRA	624-2111
	Mr. Tim Dent	Comcast	679-5695 X1013
x	Mr. Jim Mason	Traffic Department	624-6580
	Mr. Alan Poullos	Keyspan	231-6415
x	Mr. Wayne Wallace	Verizon	645-2701
	Mr. John Williams	Fire Department	669-2256
	Mr. John O'Rourke	Parks/Recreation/Cemetery	624-6565
x	Mr. Fred McNeill	EPD	628-6200

**NOTE:** NEW projects for the month will be *italicized/bold* printed.

# City of Manchester New Hampshire

*In the year Two Thousand and Six*

## A RESOLUTION

"Amending the FY 2007 Community Improvement Program, authorizing and appropriating funds in the amount of Sixteen Thousand Dollars (\$16,000) for the FY2007 CIP 214207 Firesafe Intervention Program."

Resolved by the Board of Mayor and Aldermen of the City of Manchester as follows:

WHEREAS, the Board of Mayor and Aldermen has approved the 2007 CIP as contained in the 2007 CIP budget; and

WHEREAS, Table 1 contains all sources of State, Federal and Other funds to be used in the execution of projects; and

WHEREAS, the Board of Mayor and Aldermen wishes to accept grant funds in the amount of \$16,000 from the State of New Hampshire Division for Children, Youth and Families to provide fire safety training to educators;

NOW, THEREFORE, be it resolved that the 2007 CIP be amended as follows:

**By adding:**

FY2007 CIP 214207 – Firesafe Intervention Program - \$16,000 State

Resolved, that this Resolution shall take effect upon its passage.

1 + 26

# City of Manchester New Hampshire

*In the year Two Thousand and Six*

## A RESOLUTION

“Amending the FY2007 Community Improvement Program, authorizing and appropriating funds in the amount of Forty One Thousand Five Hundred Forty Eight Dollars (\$41,548) for FY2007 CIP 412207 Radiological Emergency Response Plan (RERP) Program.”

Resolved by the Board of Mayor and Aldermen of the City of Manchester as follows:

WHEREAS, the Board of Mayor and Aldermen has approved the 2007 CIP as contained in the 2007 CIP budget; and

WHEREAS, Table 1 contains all sources of State, Federal and Other funds to be used in the execution of projects; and

WHEREAS, the Board of Mayor and Aldermen wishes to accept grant funds in the amount of \$41,548 from the State of New Hampshire Department of Safety to support the Radiological Emergency Response Plan (RERP);

NOW, THEREFORE, be it resolved that the 2007 CIP be amended as follows:

**By adding:**

FY2007 CIP 412207 – Radiological Emergency Response Plan (RERP) Program - \$41,548 State

Resolved, that this Resolution shall take effect upon its passage.

1-26

# City of Manchester New Hampshire

*In the year Two Thousand and Six*

## A RESOLUTION

"Amending the FY 2007 Community Improvement Program, authorizing and appropriating funds in the amount of Twenty Three Thousand Six Hundred Twenty Five Dollars (\$23,625) for the FY2007 CIP 811407 Manchester VISTA Initiative Program."

Resolved by the Board of Mayor and Aldermen of the City of Manchester as follows:

WHEREAS, the Board of Mayor and Aldermen has approved the 2007 CIP as contained in the 2007 CIP budget; and

WHEREAS, Table 1 contains all sources of State, Federal and Other funds to be used in the execution of projects; and

WHEREAS, the Board of Mayor and Aldermen desires to accept additional VISTA funds in the amount of \$23,625 for expansion of the City's VISTA Program and concurrently reduce the amount of local funds required by \$25,348;

NOW, THEREFORE, be it resolved that the 2007 CIP be amended as follows:

### **By revising:**

FY2007 CIP 811407 – Manchester VISTA Initiative Program -  
From \$627,081 (\$539,275 Federal & \$87,806 Other) to \$625,358 (\$562,900 Federal & \$62,458 Other)

Resolved, that this Resolution shall take effect upon its passage.

I + 26



# City of Manchester New Hampshire

*In the year Two Thousand and Six*

## A RESOLUTION

"Amending the FY2003 and FY2007 Community Improvement Program, transferring, authorizing and appropriating funds in the amount of One Million One Hundred Seventy Six Thousand One Hundred Twenty Five Dollars and Forty Nine Cents (\$1,176,125.49) for various CIP Projects."

Resolved by the Board of Mayor and Aldermen of the City of Manchester as follows:

WHEREAS, the Board of Mayor and Aldermen has approved the 2003 and 2007 CIP as contained in the 2003 and 2007 CIP budget; and

WHEREAS, Table 1 contains all sources of State, Federal and Other funds to be used in the execution of projects; and

WHEREAS, the Board of Mayor and Aldermen wishes to provide funding including Federal and State reimbursement to assist in the repairs of infrastructure damaged by excessive flooding and water runoff; and

WHEREAS, local funds in the amount of \$146,915.40 are required and are available from the Verizon Notre Dame Bridge Fire Damage account;

NOW, THEREFORE, be it resolved that the 2003 and 2007 CIP be amended as follows:

**By decreasing:**

Verizon Notre Dame Bridge Fire Damage Account - \$146,915.40 Other

**By increasing:**

**FY2003 CIP 710203 – CSO Projects - \$159,418.74**

From \$7,830,000 (\$4,330,000 Enterprise & \$3,500,000 Other) to \$7,989,418.74 (\$4,330,000 Enterprise; \$3,519,927.34 Other; \$19,927.34 State & \$119,564 FEMA)

**FY2007 CIP 510807 – Park Improvement Program - \$27,545.82**

From \$65,000 (\$65,000 Cash) to \$91,545.82 (\$65,000 Cash; \$3,342.94 Other; \$3,342.94 State & \$20,859.94 FEMA)

**By adding:**

**FY2007 CIP 511607 – Bass Island Flood Damage Stabilization Project - \$83,293.41**

(\$10,411.68 Other; \$10,411.68 State & \$62,470.05 FEMA)

**FY2007 CIP 511707 – Piscataquog River Park Flood Damage Remediation Project - \$741,232.76**

(\$92,654.09 Other; \$92,654.09 State & \$555,924.58 FEMA)

**FY2007 CIP 713007 – Flood Damaged Infrastructure Remediation Project - \$164,634.74**

(\$20,579.34 Other; \$20,579.34 State & \$123,476.06 FEMA)

Resolved, that this Resolution shall take effect upon its passage.

I + 26

# City of Manchester New Hampshire

*In the year Two Thousand and Six*

## A RESOLUTION

"Amending the FY2007 Community Improvement Program, amending the Administering Agency to read Highway - Facilities Division for the 2007 CIP 511307 JFK Coliseum Rehabilitation Project."

Resolved by the Board of Mayor and Aldermen of the City of Manchester as follows:

WHEREAS, the Board of Mayor and Aldermen has approved the 2007 CIP as contained in the 2007 CIP budget; and

WHEREAS, Table 4 contains all sources of General Obligation funds to be used in the execution of projects; and

WHEREAS, the Board of Mayor and Aldermen desires to have the Highway – Public Facilities Division oversee the rehabilitation of the JFK Coliseum Project;

NOW, THEREFORE, be it resolved that the 2007 CIP be amended as follows:

**By amending:**

FY2007 CIP 511307 – JFK Coliseum Rehabilitation Project - Administering Agency  
from Parks, Recreation & Cemetery to Highway - Facilities Division

Resolved, that this Resolution shall take effect upon its passage.

I-26

# City of Manchester New Hampshire

*In the year Two Thousand and Six*

## A RESOLUTION

“Amending the FY2007 Community Improvement Program, transferring, authorizing and appropriating funds in the amount of Eight Thousand Seventy Five Dollars (\$8,075.00) for the FY2007 CIP 610407 Housing Rehab/Lead Hazard Control Program.”

Resolved by the Board of Mayor and Aldermen of the City of Manchester as follows:

WHEREAS, the Board of Mayor and Aldermen has approved the 2007 CIP as contained in the 2007 CIP budgets; and

WHEREAS, Table 2 contains all sources of Community Development Block Grant, Emergency Shelter Grant and HOME funds to be used in the execution of projects; and

WHEREAS, the Board of Mayor and Aldermen wishes to provide additional funding in the amount of \$8,075 to The Way Home to assist with their efforts in the reduction of lead based paint hazards in Manchester’s designated Neighborhood Revitalization Strategy Area; and

WHEREAS, unprogrammed CDBG Program Income in at least that amount is available;

NOW, THEREFORE, be it resolved that the 2007 CIP be amended as follows:

**By decreasing:**

CDBG Unprogrammed Program Income - \$8,075

**By increasing:**

**FY2007 CIP 610407 – Housing Rehab./Lead Hazard Control Program - \$8,075 Program Income**

From \$294,269.42 (\$91,882 AHTF; \$127,387.42 HOME & \$75,000 CDBG) to \$302,344.42 (\$91,882 AHTF; \$127,387.42 HOME; \$75,000 CDBG; & \$8,075 PI)

Resolved, that this Resolution shall take effect upon its passage.

I-26

# City of Manchester New Hampshire

*In the year Two Thousand and Six*

## A RESOLUTION

"Amending the FY2007 Community Improvement Program, decreasing Cash funds in the amount of Seventy Seven Thousand Dollars (\$77,000) from various CIP Projects."

Resolved by the Board of Mayor and Aldermen of the City of Manchester as follows:

WHEREAS, the Board of Mayor and Aldermen has approved the 2007 Community Improvement Program as contained in the 2007 Community Improvement Program budget; and

WHEREAS, Table 3 contains all sources of Cash funds to be used in the execution of projects; and

WHEREAS, the Board of Mayor and Aldermen desires to decrease the Cash allocation in the 2007 CIP;

NOW, THEREFORE, be it resolved that the 2007 Community Improvement Program be amended as follows:

**By decreasing:**

**FY2007 CIP 710907 – Annual Bridge Maintenance Project - \$17,000 Cash**

From (\$150,000 Cash) to (\$133,000 Cash)

**FY2007 CIP 811107 – Performance Based Management & Budgeting - \$50,000 Cash**

From (\$50,000 Cash) to (\$0 Cash) – Project Closeout

**FY2007 CIP 811207 – Employee Training & Development Project - \$10,000 Cash**

From (\$39,065 Cash) to (\$29,065 Cash)

Resolved, that this Resolution shall take effect upon its passage.

7-26

**To the Board of Mayor and Aldermen of the City of Manchester:**


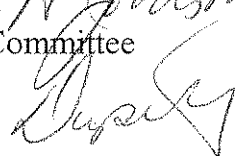
The Committee on Bills on Second Reading respectfully recommends, after due and careful consideration, that Ordinance:

“Amending the Building Code of the City of Manchester as adopted in Section 151.01 of the City of Manchester Code of Ordinances by repealing the 1993 BOCA National Plumbing code and adopting the 2000 edition of the International Plumbing Code as amended by the State of NH Board of Licensing and Regulation of Plumbers and with further amendments contained herein.”

ought to pass as amended.

*(Unanimous consent with exception of Aldermen Gatsas and Garrity who were absent.)*

Respectfully submitted,

  
Clerk of Committee  


K

# City of Manchester New Hampshire

*In the year Two Thousand and*

## AN ORDINANCE

“Amending the Building Code of the City of Manchester as adopted in Section 151.01 of the City of Manchester Code of Ordinances by repealing the 1993 BOCA National Plumbing Code and adopting the 2000 edition of the International Plumbing Code as amended by the State of NH Board of Licensing and Regulation of Plumbers and with further amendments contained herein.”

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester,  
as follows:

**SECTION 1.** Certain documents, two (2) copies of each which are on file in the Office of the City Clerk of the City of Manchester being marked and designated as the *2000 International Plumbing Code* as published by the International Code Council, Inc., be and are hereby adopted as the *Plumbing Code* of the City of Manchester in the State of New Hampshire, and each and all of the regulations, provisions, penalties, conditions and terms of said *Plumbing Code* are hereby referred to, adopted and made a part hereof, as if fully set out in this ordinance, with the additions, insertions, deletions and changes prescribed in Section 2 of this Ordinance.

**SECTION 2.** The following sections are hereby amended as follows:  
(Note: Old text shown as struck-through; new text shown italicized.)

### CHAPTER 1 ADMINISTRATION

**101.4.4 Plumbing.** The design and installation of plumbing systems, including sanitary and storm drainage, sanitary facilities, water supplies and storm water and sewage disposal in buildings, shall comply with the provisions of the ~~BOCA National Plumbing Code, 1993~~ *2000 Edition of the International Plumbing Code*. Additional requirements as adopted by the State of New Hampshire ~~Plumbers Licensing Board of Licensing and Regulation of Plumbers (RSA 329-A), and the Sewer Use Ordinance of the City of Manchester, NH shall also be adhered to.~~ Private sewage disposal systems shall meet the requirements of RSA 149-E and the regulations of the Manchester Board of Health.

### CHAPTER 29 PLUMBING SYSTEMS

Delete Section 2901.1 in its entirety, and substitute the following:

**2901.1 Scope:** The design and installation of plumbing systems, including sanitary and storm drainage, sanitary facilities, water supplies and storm water and sewage disposal in buildings, shall comply with the requirements of this chapter and the ~~BOCA International Plumbing Code, 1993~~ *2000 Edition*. Additional requirements as adopted by the State of New Hampshire Plumbers Licensing Board (RSA 329-a), and the Sewer Use Ordinance of the City of Manchester, NH, shall also be adhered to. Private sewage disposal systems shall meet the requirements of RSA 149-E and the regulations of the Manchester Board of Health.

The following amendments shall be made part of the Plumbing Code:

~~2000 International Plumbing Code~~ *International Plumbing Code 2000 Edition*

**Section 312.3 Drainage and Vent Air Test.** Amend by adding to the second sentence:

“This pressure shall be held for a test period of at least 15 minutes “*by using a low pressure (0-5 lbs.) gauge*”.

K

# City of Manchester New Hampshire

*In the year Two Thousand and*

## AN ORDINANCE

**"Amending the Building Code of the City of Manchester as adopted in Section 151.01 of the City of Manchester Code of Ordinances by repealing the 1999 National Electrical Code and adopting the 2005 edition of the National Electrical Code; by repealing the 1993 BOCA National Plumbing Code and adopting the 2000 edition of the International Plumbing Code as amended by the State of NH Board of Licensing and Regulation of Plumbers and with further amendments contained herein."**

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester,  
as follows:

**Section 419 Urinals.** Amend by adding a new subsection:

***"419.4 Public and Employee Facilities"*** *"Urinals without visible water trap seals shall not be permitted in public or employee restrooms."*

**Section 501.2 Water Heater as Space Heaters.** Amend the first sentence to read as follows:

*"Where a combination potable water heating and space heating system requires water for space heating at temperatures higher than 140° F (60° C), a tempering valve shall be provided to limit the water supplied to the potable hot water distribution system to a temperature of 140° F (60° C) 130° F (54.4° C) maximum."*

**Section 501.6 Water Temperature Control in Piping from Tankless.** Amend the first sentence to read as follows:

*The temperature of water from tankless water heaters shall be a maximum of 140° F (60° C) 130° F (54.4° C) when intended for domestic uses and shall be accomplished with the use of a mixing valve conforming to ASSE 1017.*

**Section 501.8 Temperature Controls.** Amend to read as follows:

*"All hot water storage and supply systems shall be set to a minimum of 140° F (60° C), and shall be equipped with automatic temperature controls and a mixing valve conforming to ASSE1017 to limit the water supplied to the potable hot water distribution system to a temperature of 130° F (54.4° C) maximum."*

**Section 504.1 Antisiphon Devices.** Amend to read as follows:

*"An approved means, such as a cold water "dip" tube with a hole at the top or a "A" vacuum relief valve installed in the cold water supply line above the top of the heater or tank shall be provided to prevent siphoning of any storage water heater or tank.*

**Table 605.4 Water Service Pipe.** Amend line 5 to read as follows:

*Copper or copper-alloy tubing (Type K, ~~WK, L, WL, M~~ OR WM).*

**Table 605.5 Water Distribution Pipe.** Amend line 4 to read as follows:

*Copper or copper-alloy tubing (Type K, WK, L, WL, ~~M~~ or WM).*

**Table 702.2 Underground Building Drainage and Vent Pipe.** Delete lines 5 and 7 in their entirety and amend line 9 to read as follows:

*Copper or copper alloy tubing (Type K, L, ~~M~~ or DWV).*

# City of Manchester New Hampshire

*In the year Two Thousand and*

## AN ORDINANCE

"Amending the Building Code of the City of Manchester as adopted in Section 151.01 of the City of Manchester Code of Ordinances by repealing the 1993 BOCA National Plumbing Code and adopting the 2000 edition of the International Plumbing Code as amended by the State of NH Board of Licensing and Regulation of Plumbers and with further amendments contained herein."

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester, as follows:

**Section 905.6 Vent for Future Fixtures.** Amend by deleting entire paragraph and replacing it with the following:

*"Within any habitable or occupiable spaces at the lowest level of a structure where plumbing fixtures are not installed, there shall be made available an accessible vent connection, not less than 2" in diameter, which is properly connected to the vent system to provide for future venting."*

**Section 912.2 Combination Drain & Vent System.** Amending the first sentence to read as follows:

A combination drain and vent system shall not serve fixtures other than floor drains, standpipes, sinks and lavatories *"and may be installed only when approved by the Authority having jurisdiction."*

**Section 917 Air Admittance Valves.** Delete Sections 917.2 through 917.8 and amend 917.1 to read as follows:

*"Vent systems utilizing air admittance valves shall be allowed only where part of an engineered system designed by an engineer, licensed to practice in New Hampshire, or as approved by the Authority having jurisdiction."*

**SECTION 3.** This Ordinance shall take effect upon its passage.



**To the Board of Mayor and Aldermen of the City of Manchester:**



The Committee on Bills on Second Reading respectfully recommends, after due and careful consideration, that Ordinance:

“Amending Section 33.054 (B)(@)(Overtime Compensation/Comp Time) of the Code of Ordinances of the City of Manchester.”

ought to pass as amended.

*(Unanimous consent with exception of Aldermen Gatsas and Garrity who were absent.)*

Respectfully submitted,

  
Clerk of Committee  


# City of Manchester New Hampshire

*In the year Two Thousand and* six

## AN ORDINANCE

"Amending Section 33.054 (B) (2) (Overtime Compensation/Comp Time) of the Code of Ordinances of the City of Manchester."

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester, as follows:

I. Amend Section 33.054 (B) (2), Overtime Compensation/Comp Time, of the Code of Ordinances of the City of Manchester by deleting language stricken (---) and inserting new language as bolded (**bold**). Language of Section 33.054 (B) (2), not struck through or bolded remains unchanged.

### § 33.054 (B) (2) OVERTIME COMPENSATION/COMP TIME

(2) ~~Compensatory time off in lieu of overtime payment shall be at time and one half rate. Such compensatory time earned must be taken within one pay period following the dates earned or request for payment for overtime must be submitted for the employee by the department. Compensatory time shall not be accrued beyond the pay period following the overtime actually worked. Such compensatory time shall be used only to compensate employees who are on a 35 hour standard work week and work more than seven hours per day or more than 35 hours, but not over 40 hours in one week. All overtime worked beyond 40 hours in one week must be paid at the time and one half, except for executive, administrative and professional employees in exempt positions as defined in the administrative regulations.~~

### As Amended by Bills on Second Reading

(2) **Compensatory time off in lieu of overtime payment shall be at time and one half rate except for executive, administrative and professional employees in exempt positions. The maximum amount of compensatory time that may be accrued is 80 hours. When a Department Head shall determine that there is a need for overtime, he shall offer affected employees the option of accruing compensatory time or being paid over time if funds are available. Compensatory time off may be granted when it least interferes with the efficient operation of the Department. Accrued compensatory time must be utilized prior to the employee terminating from employment.**

II. This Ordinance shall take effect upon its passage and all Ordinances or parts of Ordinances inconsistent therewith are hereby repealed.

L

**To the Board of Mayor and Aldermen of the City of Manchester:**

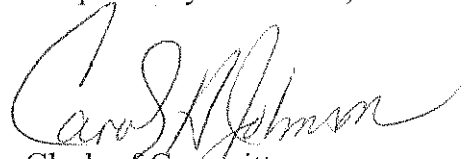

The Committee on Bills on Second Reading respectfully recommends, after due and careful consideration, that Ordinance:

“Amending Section 33.076(A), Special Leave of the Code of Ordinances of the City of Manchester.”

ought to pass as amended.

*(Aldermen Duval and Pinard voted yea. Alderman Lopez opposed. Aldermen Gatsas and Garrity were absent.)*

Respectfully submitted,

  
Clerk of Committee  


m

# City of Manchester New Hampshire

*In the year Two Thousand and* six

## AN ORDINANCE

“Amending Section 33.076 (A), Special Leave of the Code of Ordinances of the City of Manchester.”

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester, as follows:

- I. Amend Section 33.076 (A) Special Leave, of the Code of Ordinances of the City of Manchester by deleting language stricken (---) and inserting new language as bolded (**bold**). Language of Section 33.076 (A) not struck through or bolded remains unchanged.

### § 33.076 (A) SPECIAL LEAVE

~~(A) In addition to other leaves authorized by this subchapter, a department head with approval of the Mayor, may authorize an employee to be absent without pay for personal reasons for a period or periods not to exceed ten work days in any calendar year.~~

(A) In addition to other leaves authorized by this subchapter, a department head shall be authorized to grant an employee up to 90 days without pay in a *rotating* year. Any additional requests for time off without pay during the rotating year shall require the approval of the full Board of Mayor and Aldermen.

- II. This Ordinance shall take effect upon its passage and all Ordinances or parts of Ordinances inconsistent therewith are hereby repealed.

m

To the Board of Mayor and Aldermen of the City of Manchester:

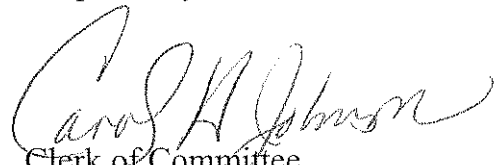
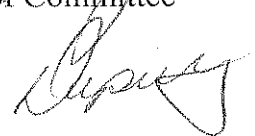
The Committee on Bills on Second Reading respectfully recommends, after due and careful consideration, that Ordinance:

“Amending the Zoning Ordinance of the City of Manchester by adding language to 5.11 Table of Accessory Uses regarding the storage of unregistered automobiles.”

ought to pass.

*(Unanimous consent with exception of Aldermen Gatsas and Garrity who were absent.)*

Respectfully submitted,

  
Clerk of Committee  


N

# City of Manchester New Hampshire

*In the year Two Thousand and Six*

## AN ORDINANCE

“Amending the Zoning Ordinance of the City of Manchester by adding language to 5.11 Table of Accessory Uses regarding the storage of unregistered automobiles.”

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester, as follows:

SECTION I.) Amending the Zoning Ordinance of the City of Manchester by adding language to 5.11 K2 of the Table of Accessory Uses so that it reads: “Accessory storage of one trailer, one unregistered *or uninspected* automobile or one boat.”

SECTION II.) Resolve that this ordinance shall take effect upon passage.

N

To the Board of Mayor and Aldermen of the City of Manchester:

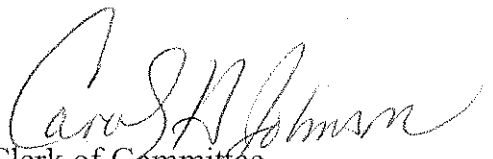

The Committee on Bills on Second Reading respectfully recommends, after due and careful consideration, that Ordinance:

“Amending Chapter 117: Food Service Establishments, Section 117.19 Permit Fee, providing for increased fees.”

ought to pass.

*(Unanimous consent with exception of Aldermen Gatsas and Garrity who were absent.)*

Respectfully submitted,

  
Clerk of Committee  


# City of Manchester New Hampshire

*In the year Two Thousand and*

## AN ORDINANCE

"Amending Chapter 117: Food Service Establishments, Section 117.19 Permit Fee, providing for increased fees."

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester, as follows:

- I. Amend the Code of Ordinances by deleting language stricken (----) and inserting new language as bolded (**bold**). Sections of Chapter 117 not reflected remain unchanged.

### § 117.19 PERMIT FEE.

The fee for any permit application pursuant to this article shall be in accordance with the following schedule:

CLASS	DESCRIPTION OF ESTABLISHMENT	FEE
Class I	Food Service Establishments having a seating capacity of 100 persons or greater; supermarkets	\$330 <b>\$500</b>
Class I-A	Supermarket with bulk foods, a salad bar, and/or food buffet	400 <b>900</b>
Class II	Food-service establishments having a seating capacity of greater than 25 but less than 100 persons; bakeries; warehouses; distributors, nursing homes; canteen commissaries; <b>food processors</b> , markets with less than two prep areas	265 <b>300</b>
Class III-A	Markets selling only pre-packaged food products; mobile food operations; <del>federally inspected food processors</del> ; food service operations having seating capacity of 25 persons or less; child day care facilities; <del>liquor lounges; bars</del>	165 <b>180</b>
Class III-B	Clubs incorporated under the laws of the State or which are affiliated with any national fraternal organization for the same members and bona fide guests of liquor <del>by the glass only</del>	80 <b>100</b>
Class IV	Temporary food-service establishments:	



# City of Manchester New Hampshire

*In the year Two Thousand and*

## AN ORDINANCE

"Amending Chapter 117: Food Service Establishments, Section 117.19 Permit Fee, providing for increased fees."

Page 2

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester, as follows:

Class IV-A	Locally based food establishment with current Health Department permit	40 50
Class IV-B	Establishments which do not possess a current Health Department permit or are located outside of the jurisdiction of the Manchester Health Department	80 100
Class V	Non-profit organizations not holding a liquor permit and/or not serving meals on a daily basis; public and parochial school and institutions and government facilities	No fee

II. This Ordinance shall take effect upon its passage.

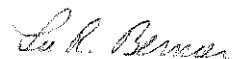
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**To the Board of Mayor and Aldermen of the City of Manchester:**

The Committee on Community Improvement respectfully recommends, after due and careful consideration, that the Board authorize acceptance and expenditure of funds in the amount of \$16,000 for the FY2007 CIP 214207 Firesafe Intervention Program and for such purpose an amending resolution and budget authorization has been submitted.

*(Unanimous Vote)*

Respectively submitted,



Clerk of Committee

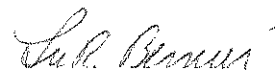
P

**To the Board of Mayor and Aldermen of the City of Manchester:**

The Committee on Community Improvement respectfully recommends, after due and careful consideration, that the Board authorize acceptance and expenditure of funds in the amount \$41,548 for the FY2007 CIP 412207 Radiological Emergency Response Plan (RERP) Program and for such purpose an amending resolution and budget authorization has been submitted.

*(Unanimous Vote)*

Respectively submitted,



Clerk of Committee



**To the Board of Mayor and Aldermen of the City of Manchester:**

The Committee on Community Improvement respectfully recommends, after due and careful consideration, that the Board authorize acceptance, transfer and expenditure of funds for various projects primarily resulting from the so called "mothers day" flood , fund sources anticipated through FEMA and State funds, and for such purpose an amending resolution and budget authorizations have been submitted.

*(Unanimous Vote)*

Respectively submitted,



Clerk of Committee

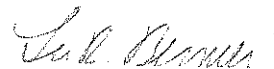


**To the Board of Mayor and Aldermen of the City of Manchester:**

The Committee on Community Improvement respectfully recommends, after due and careful consideration, that the Board authorize acceptance and expenditure of funds in the amount of \$23,625 for the FY2007 CIP 811407 Manchester VISTA Initiative and for such purpose an amending resolution and budget authorization has been submitted.

*(Unanimous Vote)*

Respectively submitted,



Clerk of Committee

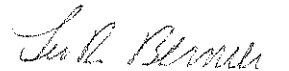
S

**To the Board of Mayor and Aldermen of the City of Manchester:**

The Committee on Community Improvement respectfully recommends, after due and careful consideration, that the Board approve a sewer abatement request in the amount of \$52.20 for 1381 Union Street as recommended by the Environmental Protection Division.

*(Unanimous Vote)*

Respectively submitted,



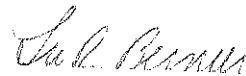
Clerk of Committee

T

**To the Board of Mayor and Aldermen of the City of Manchester:**

The Committee on Community Improvement respectfully recommends, after due and careful consideration, that a request for extension of CIP #210205 – Public Health Preparedness project from August 31, 2006 to June 30, 2007 be approved.  
*(Unanimous Vote)*

Respectively submitted,



Clerk of Committee

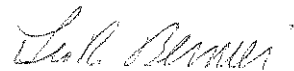


**To the Board of Mayor and Aldermen of the City of Manchester:**

The Committee on Community Improvement respectfully advises, after due and careful consideration, that it has approved a request to not accept recent bids for vehicle purchases and allow the purchasing agent to go forth with purchasing off State contracts.

*(Unanimous Vote)*

Respectively submitted,



Clerk of Committee





**To the Board of Mayor and Aldermen of the City of Manchester:**

The Committee on Community Improvement respectfully recommends, after due and careful consideration, that a request to formalize transfer of a vehicle from Welfare to the Facilities Division for the Clerk of the Works; and acquisition of a surplus vehicle for the Building Automation Specialist, with the understanding that an appropriate vehicle will be requested in the FY08 budget.

*(Unanimous Vote)*

Respectively submitted,



Clerk of Committee

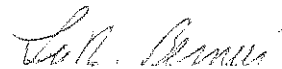


**To the Board of Mayor and Aldermen of the City of Manchester:**

The Committee on Community Improvement respectfully recommends, after due and careful consideration, that the Board approve change in administering agency for the \$1.775 million JFK Rehabilitation project from the Parks Department to the Highway Department and for such purpose an amending resolution and budget authorization has been submitted.

*(Unanimous Vote)*

Respectively submitted,



Clerk of Committee

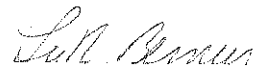


**To the Board of Mayor and Aldermen of the City of Manchester:**

The Committee on Community Improvement respectfully recommends, after due and careful consideration, that the Board authorize transfer and expenditure of funds in the amount of \$8,075 for the FY2007 CIP 610407 Housing Rehab/Lead Hazard Control Program and for such purpose an amending resolution and budget authorization has been submitted.

*(Unanimous Vote)*

Respectively submitted,



Clerk of Committee

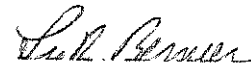


**To the Board of Mayor and Aldermen of the City of Manchester:**

The Committee on Joint School Buildings respectfully advises, after due and careful consideration, that it has accepted the monthly report for September 2006 as submitted by DMJM, and is forwarding same to the Board for informational purposes only.

*(School Committee Member Beaudry and Aldermen Thibault, Roy and Long voted in favor, School Committee Members Herbert and Gelinas were absent.)*

Respectfully submitted,



Clerk of Committee





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## Monthly Report – September 2006

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City of Manchester  
Joint School Building Committee Meeting: September 26, 2006  
School Facilities Improvement Project

### 1.0 Budget:

- Budget overview summary attached

### 2.0 Schedule:

- Project schedule overview attached.

### Activity Summary:

The new school year has commenced (September 6<sup>th</sup>) and construction activity has been primarily on night-shift hours. Central High School, Memorial High School classroom addition, Southside Middle School and Hillside Middle School classroom additions are all in full use by students and faculty and continue to have ongoing punchlist activities. Most schools have undergone a majority of the punchlist process with miscellaneous isolated interior spaces and exterior (roof, site restoration, etc.) remaining. Contractors continue to work on miscellaneous punchlist items. The Design-Builder and associated contractors also continue to work on more global Program-Wide items such as HVAC system noise mitigation issues (including sound attenuation installation and duct reconfiguration), door hardware issues and rooftop ductwork issues.

### 3.0 Previous Months' Progress (17 August 06 – 20 September 06):

#### High Schools

- West High School
  - MEP Work Nearly Complete
  - Punchlist
- Memorial High School
  - Interior Renovation MEP Nearly Complete
  - Sound Attenuation Installation Ongoing
  - Ceiling Tile Installation Ongoing
  - Punchlist
- Central High School and MST
  - Punchlist

#### Middle Schools

- Hillside Middle School
  - Final MEP Nearly Complete
  - Final HRU Installation Complete
  - Sound Attenuation Installation Ongoing
  - Roof Duct Tie-down Work Ongoing
  - Punchlist
- Southside Middle School
  - Final MEP Nearly Complete
  - Ceiling Tile Installation Ongoing
  - Sound Attenuation Installation Ongoing
  - Roof Duct Tie-down Work Ongoing
  - Punchlist
- Parkside Middle School



- Punchlist

#### **Elementary Schools**

- Wilson Elementary School
  - MEP Installation Complete
  - Exterior Door Installation Nearly Complete
  - Flooring Work Complete
  - Punchlist
- Beech Street Elementary School
  - MEP Installation Nearly Complete
  - Rubber Stair Installation Work Complete
  - New Bleacher Installation Complete
  - Punchlist
- Hallsville
  - Door Installation Nearly Complete
  - Punchlist
- Bakersville Elementary School
  - Door Replacement Nearly Complete
  - Punchlist
- Green Acres Elementary School
  - Roof Replacement Complete
- Gossler Park Elementary School, Jewett Street Elementary School, Smyth Road Elementary School, Webster Elementary School, McDonough Elementary School, Parker Varney, and Weston Elementary School, Highland Goffs Falls Elementary School and Northwest Elementary School
  - Punchlist
- Northwest Elementary School
  - Substantial Completion
- Safety Meetings Ongoing
- Ongoing Weekly Project Status Meetings
- OCIP Ongoing
- Manchester Resident Employment Report (attached)

#### **4.0 Upcoming Activities (21 September 06 – 18 October 2006):**

##### **High Schools**

- West High School
  - MEP Work Completion
  - Punchlist
- Memorial High School
  - MEP Interior Renovations Continues
  - Punchlist
- Central High School and MST
  - Punchlist

##### **Middle Schools**

- Hillside Middle School
  - Final MEP Nearing Completion
  - Sound Attenuation Installation Nearing Completion
  - Roof Duct Tie-down Work Completion
  - Punchlist



Manchester Public  
School Facilities  
Improvement Project

**DMJM**  
AN AECOM COMPANY

Project Office

222 South Jewett Street · Manchester, NH 03103

T 603.644.0410 · F 603.644.0411

- Southside Middle School
  - Final MEP Nearing Completion
  - Sound Attenuation Installation Nearing Completion
  - Roof Duct Tie-down Work Completion
  - Punchlist
- Parkside Middle School
  - Punchlist

**Elementary Schools**

- Wilson Elementary School
  - Final MEP Ongoing
  - Interior Painting Nearing Completion
  - Exterior Door Installation Nearing Completion
  - Punchlist
- Beech Street Elementary School
  - MEP Installation Nearing Completion
  - Punchlist
- Hallsville
  - Door Installation Nearing Completion
  - Punchlist
- Bakersville Elementary School,
  - Door Installation Completion
  - Punchlist
- Gossler Park Elementary School, Green Acres Elementary School  
Jewett Street Elementary School, Smyth Road Elementary School, Webster Elementary School, McDonough  
Elementary School, Parker Varney Elementary School, Weston Elementary School and Highland Goffs Falls  
Elementary School
  - Punchlist
- OCIP Continues

**5.0 Critical Issues:**

- Punchlisting

**6.0 New Issues:**

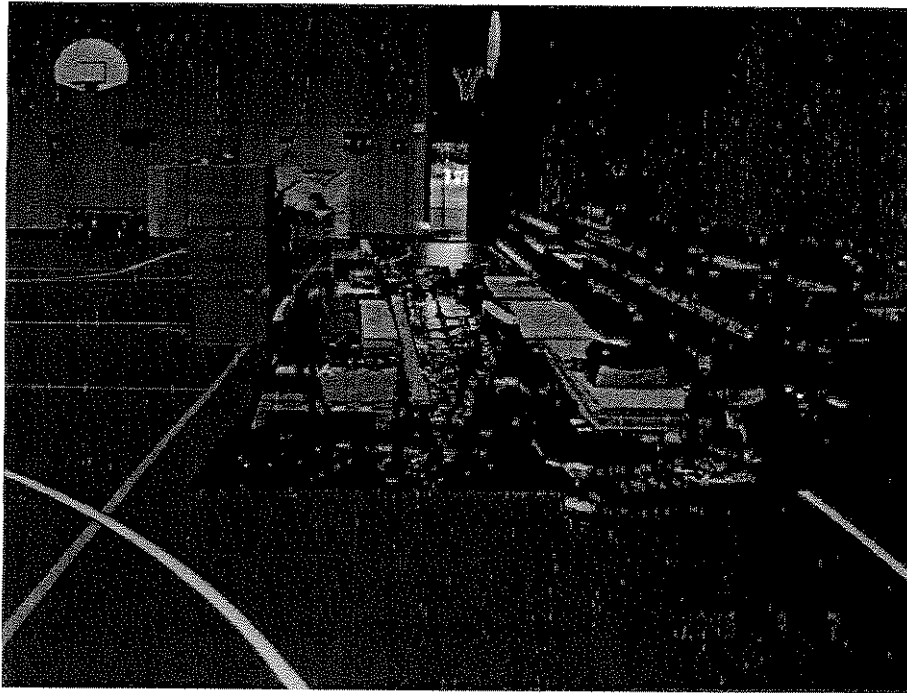
- Change Order #25
- School by School Contractual Substantial Completion Assessments



## 7.0 Progress Photos

Mid August to Mid September

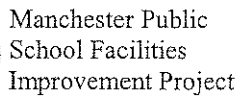
Beech Street New Bleachers



Bakersville Interior Door Replacement







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JOINT SCHOOL BUILDING COMMITTEE					
HIGHWAY DEPARTMENT / PROJECT FINANCIAL REPORT					
20-Sep-06					
DESIGN/BUILD/FINANCE SCHOOL IMPROVEMENT PROGRAM - Project #310303					
		FUNDING	SOURCE:	Bond	
BUDGET		FY03 CIP	School Revenue Bond	\$101,410,000	
		FY03 CIP	Gen.Obligation Bond	\$3,590,000	
		FY03 CIP	Earned Interest	\$3,995,000	
109,247,719		FY05	School Admin.Funding	\$252,719	
AUTHORIZED VENDOR DESCRIPTION AND APPROVAL DATE	BUDGET	AMOUNT ENCUMBERED	PERCENT COMPLETE	AMOUNT EXPENDED	RETAINAGE HELD
INSURANCE & LEGAL					
Arthur J. Gallagher & Co.					
Insurance Administrative & Broker Services	\$250,000.00	\$0.00	100%	\$250,000.00	
Primary Insurance of \$25,000,000	\$265,000.00	\$0.00	100%	\$265,000.00	
Excess Insurance of \$25,000,000	\$130,000.00	\$0.00	100%	\$130,000.00	
Liberty Mutual Insurance Company					
OCIP Premiums	\$1,479,523.00	\$0.00	100%	\$1,479,523.00	
Workmen's Compensation Premium	\$25,000.00	\$0.00	100%	\$25,000.00	
OCIP Loss Fund	\$350,000.00	\$38,192.98	89%	\$311,807.02	
Fernando Insurance - CHS Statue Insure					
Fernando Insurance - Builders Risk Insurance	\$7,500.00	\$0.00	100%	\$7,500.00	
Fernando Insurance - Builders Risk Insurance	\$26,080.00	\$0.00	100%	\$26,080.00	
Ropes & Gray - Consultant Services					
Ropes & Gray - Consultant Services	\$138,321.64	\$0.00	100%	\$138,321.64	
Albert Risk Management Consultants - OCIP					
Albert Risk Management Consultants - OCIP	\$2,217.75	\$0.00	100%	\$2,217.75	
Insurance & Legal To Date		\$2,673,642.39			
PROGRAM MANAGEMENT					
Program Management Services					
DMJM H&N (See contingency for contract amendment)	\$3,141,000.00	\$0.00	100%	\$3,141,000.00	
OTHER EXPENSES					
Information Systems - Computer equipment & Remote Ser	\$1,009.95	\$0.00	100%	\$1,009.95	
PSNH - West HS 3Phase High Voltage Install	\$5,000.00	\$0.00	100%	\$5,000.00	
PSNH - Central HS 3Phase Primary & Transformer	\$15,205.99	\$0.00	100%	\$15,205.99	
Seacoast Diversified - West HS Strip lead paint	\$4,920.00	\$0.00	100%	\$4,920.00	
CED TwinState - Smyth,Jewett,Gossler Light Fixtures	\$2,815.57	\$0.00	100%	\$2,815.57	
Building Permits	\$753,187.65	\$0.00	100%	\$753,187.65	
United Oil Recovery -Remove oil from CHS tank	\$2,761.25	\$0.00	100%	\$2,761.25	
RPF Associates, Inc. - Dust Settling Testing	\$1,772.50	\$0.00	100%	\$1,772.50	
RPF Associates, Inc. - Lead Paint Testing	\$1,156.24	\$0.00	100%	\$1,156.24	
Alpha Asbestos - Lead Paint Removal West HS Railings	\$2,450.00	\$0.00	100%	\$2,450.00	
Alarmax - Smoke Detectors for Webster	\$669.29	\$0.00	100%	\$669.29	
Highway Dept. - Pavement Patching @ Webster	\$1,975.46	\$0.00	100%	\$1,975.46	
WV Grainger - Portable Blowers for Hillside/Southside Sh	\$809.56	\$0.00	100%	\$809.56	
Century Mechanical - Southside Shelter Exhaust Fans	\$894.31	\$0.00	100%	\$894.31	
Foley & Buhl Engineering - Hallsville Assessment	\$3,800.00	\$0.00	100%	\$3,800.00	
Damon Insulation Co. - Insulate Rain Leader Southside	\$1,950.00	\$0.00	100%	\$1,950.00	
Alpha Asbestos - Hang Plastic Southside Shelter	\$1,475.00	\$0.00	100%	\$1,475.00	
RPF Associates - Memorial Asbestos Sampling	\$496.00	\$0.00	100%	\$496.00	
RPF Associates - Beech Dust Settling testing	\$3,349.00	\$0.00	100%	\$3,349.00	
Scott Lawson - Beech St. Abatement Consultant	\$1,660.25	\$0.00	100%	\$1,660.25	
Alpha Asbestos - Classical ACM Floor Core samples	\$2,175.00	\$0.00	100%	\$2,175.00	
Wood Science Specialists - CHS-C Flooring	\$1,917.30	\$0.00	100%	\$1,917.30	
Peimac Industries - Southside Move intercom @ front door	\$560.00	\$560.00	0%		
Other Expenses To Date		\$812,010.32			



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DESIGN BUILD PROJECT - PAGE 2 OF 4					
AUTHORIZED VENDOR DESCRIPTION AND APPROVAL DATE	BUDGET	AMOUNT ENCUMBERED	PERCENT COMPLETE	AMOUNT EXPENDED	RETAINAGE HELD
<b>Design &amp; Construction Services</b>					
Gilbane Building Company - Base Contract	\$94,900,200.00	\$2,621,617.63	97%	\$92,278,582.37	\$4,682,487.80
<b>Change Orders</b>					
CO#1: Wall System Rev	\$0.00				
CO#2: Cable Reroute	\$0.00				
CO#3: Gym Floor Lines	\$0.00				
CO#4: Jewett Repainting	\$0.00				
CO#5: Middle School Structure	\$0.00				
CO#6: Rebuild Chimneys	\$0.00				
CO#7: Architectural, Painting & Carpentry Changes	\$0.00				
CO#8: CHS-PA Refinish Auditorium Flooring	\$27,648.00	Funding from School District per 6/30/04 MSD Authorization			
CO#9: MHS Stage Rigging and WHS Furniture Move	\$0.00	No Change in Contract Total			
CO#10: Furniture Move at Central	\$12,550.00	Funding from FF&E			
CO#11: HSMS Unsuitable Soils & EBU Rewiring	\$32,724.20	Funding from Contingency			
CO#12 Hillside/Southside MS Stairs & Addition Bathroom	\$325,453.00	Funding from Contingency			
CO#13 Central Intercom/Webster Ceilings	\$16,352.00	Funding from Contingency			
CO#14 Hazmat Removal	\$848,864.12	Funding from Contingency			
CO#15 CHS Bleachers & New Divider	\$187,543.58	Funding from Contingency			
CO#15 WHS Lockers	\$102,600.00	Funding from Contingency			
CO#15 WHS Consumer Science Room	\$52,488.24	Funding from School District per 6/30/04 MSD Authorization			
CO#15 Southside Restore Bleacher Integrity	\$3,888.00	Funding from Contingency			
CO#16 CHS Consumer Science Upgrade	\$81,861.20	Funding from School District per 6/30/04 MSD Authorization			
CO#16 CHS, Parkside Changes	\$7,336.00	Funding from Contingency			
CO#16 Weston Additional Painting	\$37,130.00	Funding from Contingency			
CO#17 CHS, WHS, McDonough, Bakerville, HGF, Pk-V	\$102,150.00	Funding from Contingency			
CO#18 MHS, Beech and West Various Changes	\$7,865.00	Funding from Contingency			
CO#19 MHS, WHS, Hillside, Southside, Hallsville, NW, MST	\$97,236.48	Funding from Contingency			
CO#20 MHS, CHS, Hillside, Southside, Beech	\$93,005.00	Funding from Contingency			
CO#21 MHS, CHS, WHS, Hillside, McDonough, Hallsville, MST	\$78,581.94	Funding from Contingency			
CO#22 CHS, WHS, Hillside, Southside, Parkside, Beech, Weston	\$5,745.00	Funding from Contingency			
CO#23 Beech Bleachers & Stair Treads, Bakesville Chimney Reductio	\$14,297.00	Funding from Contingency			
CO#24 Central, Hallsville, CR on Parkside	\$16,113.00	Funding from Contingency			
CO#25 Memorial, Central, Southside, Highland and Cr for Hillside	\$128,992.77	Funding from Contingency			
Future: MHS Consumer Science Upgrade	\$111,372.00	\$60,000.00	School District Funding per 6/30/04 MSD Authorization of \$60,000 and \$51,372 FF&E Below		
<b>New Guaranteed Maximum Price (GMP)</b>	<b>\$97,291,996.53</b>				
<b>Program FF&amp;E</b>	<b>\$2,000,000.00</b>				
MHS - Consumer Science Upgrade (And \$60M by MSD)	\$51,372.00	\$51,372.00	0%		
WB Mason - Hillside - Administration	\$44,242.23	\$0.00	100%	\$44,242.23	
WB Mason - Hillside - Classrooms	\$70,195.67	\$0.00	100%	\$70,195.67	
WB Mason - Southside - Administration	\$41,001.89	\$0.00	100%	\$41,001.89	
WB Mason - Southside - Classroom	\$69,325.14	\$0.00	100%	\$69,325.14	
WB Mason - West HS - Administration	\$60,284.88	\$0.00	100%	\$60,284.88	
WB Mason - West HS - Classrooms	\$39,720.54	\$0.00	100%	\$39,720.54	
WB Mason - Central HS - Administration	\$141,151.24	\$0.00	100%	\$141,151.24	
WB Mason - Central HS - Classroom	\$68,362.75	\$0.10	100%	\$68,362.65	
WB Mason - Memorial HS - Classroom	\$98,365.68	\$0.00	100%	\$98,365.68	
WB Mason - Memorial HS - Administration	\$24,948.66	\$0.00	100%	\$24,948.66	
School Furnishings - Cafeteria Tables	\$210,231.10	\$0.00	100%	\$210,231.10	
Central HS - Furniture Move CO#10	\$12,550.00	\$0.00	100%	\$12,550.00	
Union Leader - Central HS - Ad Sidewalk Plow Inv.To Bid	\$65.61	\$0.00	100%	\$65.61	
Howard P. Fairfield - Central HS - Sidewalk Plow	\$71,660.00	\$0.00	100%	\$71,660.00	
Aramark-CHS, MHS, Southside, Hillside - Entrance Mats	\$10,576.23	\$0.00	100%	\$10,576.23	
School District- Reimburse for CHS Portable Bleachers	\$11,700.00	\$0.00	100%	\$11,700.00	
Convergent Media Systems - High School Class TV's	\$46,510.00	\$0.00	100%	\$46,510.00	
Aramark - Floor Machines/Carpet Extractor for additions	\$78,832.00	\$0.00	100%	\$78,832.00	
Ice House Refrigeration - Central Ice Maker	\$2,305.00	\$0.00	100%	\$2,305.00	
Telephone Technologies- MHS & Southside Portables	\$10,166.00	\$0.00	100%	\$10,166.00	
Telephone Technologies- CHS/Hillside/Gr.Acres Portable C	\$3,020.00	\$0.00	100%	\$3,020.00	
Interstate Electric - CHS Portable Disconnect FA	\$518.00	\$0.00	100%	\$518.00	
BK Systems - Gr.Acres/Hillside Disconnect FA	\$1,859.00	\$0.00	100%	\$1,859.00	
GA Laflamme -Gr.Acres Power Portable/Wire FA System	\$11,212.89	\$0.00	100%	\$11,212.89	
Mr. Fix-It - Gr.Acres & Hillside Portable Ramps	\$4,990.00	\$0.00	100%	\$4,990.00	
Paul Cloutier - Gr. Acres Portable Sewer, Water, Paving	\$11,000.00	\$0.00	100%	\$11,000.00	



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DESIGN BUILD PROJECT - PAGE 3 OF 4					
AUTHORIZED VENDOR DESCRIPTION AND APPROVAL DATE	BUDGET	AMOUNT ENCUMBERED	PERCENT COMPLETE	AMOUNT EXPENDED	RETAINAGE HELD
Century Mechanical - Gr.Acres Portable Plumbing Install	\$7,225.00	\$0.00	100%	\$7,225.00	
Information Systems - Printer ,Server & Software	\$20,290.74	\$0.00	100%	\$20,290.74	
Hillyard - Central Safety Cabinets	\$5,025.00	\$0.00	100%	\$5,025.00	
School District - Reimburse Central HS Appliances	\$3,873.91	\$0.00	100%	\$3,873.91	
Pelmac-Gossler Intercom/MHS & Southside Port. Disconnect	\$462.50	\$0.00	100%	\$462.50	
Perkins - Central HS Sterilizer	\$7,609.00	\$0.00	100%	\$7,609.00	
Wards Natural Science -CHS,Southside,Hillside Science E	\$68,017.05	\$0.00	100%	\$68,017.05	
Conway Office - Six Copiers	\$83,995.00	\$0.00	100%	\$83,995.00	
Barnstead International - Central HS Distillers	\$9,965.84	\$0.00	100%	\$9,965.84	
Alert Scientific Inc - Central Distiller Installation	\$1,325.00	\$0.00	100%	\$1,325.00	
Decker Inc. - School Floor Savers	\$39,705.02	\$0.00	100%	\$39,705.02	
Delta Education - Central Science Equipment	\$320.38	\$0.00	100%	\$320.38	
Educational Innovations - Central Science Equipment	\$119.19	\$0.00	100%	\$119.19	
Frey Scientific - Hillside & Southside Science Equipment	\$3,490.56	\$0.00	100%	\$3,490.56	
J.Sallese & Sons - Memorial Locker Repairs	\$13,420.00	\$0.00	100%	\$13,420.00	
Nasco - Memorial Art Tables	\$4,744.00	\$0.00	100%	\$4,744.00	
Pasco - Central Science Equipment	\$6,594.27	\$0.00	100%	\$6,594.27	
Sargent-Weich - CHS, MHS & Southside Science Equip.	\$40,810.09	\$3,928.83	90%	\$36,881.26	
Sargent-Weich - CHS & MHS Credit for returned goods	(\$5,429.66)	\$0.00	100%	(\$5,429.66)	
Schiavi-Portable Move Hillside,Gr.Acres,Southside&MHS	\$39,354.97	\$0.00	100%	\$39,354.97	
SK Boreal Lab - Central & Southside Science Equipment	\$4,306.59	\$0.00	100%	\$4,306.59	
OfficeMax - Hillside & Southside Projectors	\$1,598.00	\$0.00	100%	\$1,598.00	
Tice Associates - Southside Microscopes	\$9,900.00	\$0.00	100%	\$9,900.00	
Vernier Software & Tech. - Central Science Equipment	\$11,598.23	\$0.00	100%	\$11,598.23	
School Furnishings - McDonough Cafeteria Tables	\$29,100.60	\$0.00	100%	\$29,100.60	
JR Pepper Electric - Reinstall Light Poles MHS Rear	\$7,472.00	\$0.00	100%	\$7,472.00	
Highway-Southside Extend Pkg.Lot&Curb&Remove Decks	\$6,793.67	\$0.00	100%	\$6,793.67	
Home Depot - 4" Lever caps for Portable capoffs	\$15.92	\$0.00	100%	\$15.92	
Evans Line Constructio - Southside Remove transformers	\$2,000.00	\$0.00	100%	\$2,000.00	
Bio-Rad Laboratories - MHS Electrophoresis Station	\$2,371.27	\$0.00	100%	\$2,371.27	
Carolina Biology - MHS Science Equipment	\$5,631.68	\$0.00	100%	\$5,631.68	
Nasco - CHS Art Tables	\$7,945.99	\$0.00	100%	\$7,945.99	
Flinn Scientific - MHS Science Equipment	\$44,091.93	\$0.00	100%	\$44,091.93	
Southern NH Univ. - CHS Basketball Facility Rental 5x	\$4,050.00	\$0.00	100%	\$4,050.00	
Williams Communications - Beech Intercom System	\$37,839.00	\$0.00	100%	\$37,839.00	
Williams Communications - Parkside Ceiling Speakers	\$3,235.00	\$3,235.00	0%		
WB Mason - Memorial	\$4,015.10	\$0.00	100%	\$4,015.10	
WB Mason - Central	\$7,543.79	\$0.00	100%	\$7,543.79	
WB Mason - Bakersville	\$14,698.19	\$0.00	100%	\$14,698.19	
WB Mason - Beech	\$11,873.47	\$0.00	100%	\$11,873.47	
WB Mason - Green Acres	\$14,306.41	\$0.00	100%	\$14,306.41	
WB Mason - Gossler	\$3,816.40	\$0.00	100%	\$3,816.40	
WB Mason - Hallsville	\$11,208.76	\$0.00	100%	\$11,208.76	
WB Mason - Highland Goffes Falls	\$15,857.85	\$0.00	100%	\$15,857.85	
WB Mason - Jewett	\$3,104.02	\$0.00	100%	\$3,104.02	
WB Mason - McDonough	\$6,143.76	\$0.00	100%	\$6,143.76	
WB Mason - Northwest	\$2,707.09	\$0.00	100%	\$2,707.09	
WB Mason - Parker-Vamey	\$17,030.40	\$0.00	100%	\$17,030.40	
WB Mason - Smyth	\$12,501.50	\$499.90	96%	\$12,001.60	
WB Mason - Webster	\$15,776.14	\$0.00	100%	\$15,776.14	
WB Mason - Weston	\$17,626.68	\$0.00	100%	\$17,626.68	
WB Mason - Wilson	\$6,617.93	\$0.00	100%	\$6,617.93	
Apple Computer - Central 6 eMacs/6 HP All-in-One	\$5,669.10	\$5,669.10	0%		
Stateline Sports - Southside & Parkside Volleyball Stands	\$6,100.00	\$0.00	100%	\$6,100.00	
Doty & Sons - Concrete Receptacles	\$29,499.66	\$29,499.66	0%		
WB Mason - Hillside Storage cabinets/Coat trees	\$3,585.06	\$0.00	100%	\$3,585.06	
WB Mason - Southside Storage cabinets/Coat rack	\$2,767.85	\$0.00	100%	\$2,767.85	
Famous Lockers - Memorial Football Lockers	\$20,800.00	\$0.00	100%	\$20,800.00	
Highway Dept. - Southside Repave Parking Lot	\$13,521.15	\$0.00	100%	\$13,521.15	
Traffic Dept. - Post Signs & Stripe Parking Lot	\$1,294.41	\$0.00	100%	\$1,294.41	
Highway Dept. - Hillside Excavate Waterline & Pave Portal	\$276.51	\$0.00	100%	\$276.51	
Penney Fence - Southside Guardrail Relocation	\$1,300.00	\$0.00	100%	\$1,300.00	



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DESIGN BUILD PROJECT - PAGE 4 OF 4					
AUTHORIZED VENDOR DESCRIPTION AND APPROVAL DATE	BUDGET	AMOUNT ENCUMBERED	PERCENT COMPLETE	AMOUNT EXPENDED	RETAINAGE HELD
DRG Construction - Install white boards in grade schools	\$4,095.00	\$0.00	100%	\$4,095.00	
WB Mason - Memorial 5 Shelves	\$1,225.00	\$0.00	100%	\$1,225.00	
WB Mason-Nurse panels CHS, WHS, MHS, Southside, Hillside	\$375.00	\$0.00	100%	\$375.00	
Home Depot - Southside Portable Restore Site	\$967.17	\$0.00	100%	\$967.17	
Otis Elevator - Decommission CHS-Prac.Arts Elevator	\$2,161.00	\$0.00	100%	\$2,161.00	
BK Systems - Restore Fire Alarm Panel after Portable move	\$699.00	\$699.00	0%		
Schiavi - Move Portable to Gossler Park	\$7,630.00	\$7,630.00	0%		
Balance for Future FF&E		\$8,172.35			
<b>Total FF&amp;E Encumbered &amp; Balance</b>	<b>\$2,000,000.00</b>	<b>\$110,705.94</b>		<b>\$1,889,294.06</b>	
<b>CONTINGENCY</b>					
<b>Contingency/JSBC Approved Expenses</b>	<b>\$5,650,000.00</b>				
Parker-Varney & Highland Open Concept Wall Designs \$155,000	\$0.00				
Mountainside Insulation - McDonough Insulate 27 ClsRms	\$4,860.00	\$0.00	100%	\$4,860.00	
Memorial - Guardrail Relocation(PennyFence) Pave (Hwy)	\$6,518.47	\$0.00	100%	\$6,518.47	
Memorial - Replace & Install Two New Boilers	\$320,000.00	\$320,000.00	0%		
Central HS Gymnasium - Painting in CO#21	\$0.00	\$0.00			
Central HS Granite War Memorial	\$25,306.81	\$25,306.81	0%		
<b>Beech Fire Alarm Expansion JSBC 2-21-06</b>	<b>\$115,000.00</b>				
C&M Engineering - Beech Fire Alarm Expansion	\$12,215.00	\$0.00	100%	\$12,215.00	
Union Leader - Beech FA Bid Invitation (2x)	\$359.24	\$0.00	100%	\$359.24	
Spillers Graphics - Beech FA Plans	\$90.36	\$0.00	100%	\$90.36	
G.A Laflamme - Beech - Fire Alarm Upgrade	\$99,250.00	\$2,050.00	98%	\$97,200.00	\$9,720.00
<b>Balance of Beech Fire Alarm Expansion Authorization</b>		<b>\$3,085.40</b>			
Foley Buhl Roberts - Hallsville Roof Structure Evaluation	\$29,800.00	\$5,666.58	81%	\$24,133.42	
Pelmac - Central Security System Problems	\$14,124.00	\$0.00	100%	\$14,124.00	
Spillers Graphics - Hallsville Clock Tower Roof Plans	\$6.00	\$0.00	100%	\$6.00	
Chris Tartsa - Hallsville Clock Tower Repairs	\$3,900.00	\$0.00	100%	\$3,900.00	
Gerard A Laflamme - Hallsville Tower/Move Conduits	\$350.00	\$0.00	100%	\$350.00	
Union Leader - Hallsville Roof Structure Prequal Contractors	\$393.21	\$0.00	100%	\$393.21	
Beech - New metal sign & aluminum storefront entrance	\$16,373.00	\$16,373.00	0%		
Memorial - New Storage Lockers for Band Instruments	\$26,587.05	\$26,587.05	0%		
The Grout Guy - Bakersville - Regrout Hallway Tile	\$8,400.00	\$0.00	100%	\$8,400.00	
Hallsville - UPS Store Mail Bid Packets	\$14.00	\$0.00	100%	\$14.00	
Hallsville - Roof Repairs - Inv. To Bid Approved JSBC6/6/06					
DMJM Program Management - Contract Amendment	\$683,822.00	\$590,124.90	14%	\$93,697.10	
Wiggin & Nourie, P.A. - Manchester PS GP, LLC vs City	\$25,000.00	\$21,772.35	13%	\$3,227.65	
<b>Contingency/ Change Order Number &amp; Amounts</b>					
CO#11: HSMS Unsuitable Soils & EBU Rewiring JSBC	\$32,724.20	\$32,724.20			
CO #12 Hillside/Southside MS Stairs JSBC 11/25/04	\$325,453.00	\$325,453.00			
CO#13: Central Intercom/Webster Acoustical Ceiling	\$16,352.00	\$16,352.00			
CO#14: Hazmat Removal JSBC 3/22/05	\$848,864.12	\$848,864.12			
CO#15 CHS Bleacher/WHS Locker/Southside Bleacher	\$294,031.58	\$294,031.58			
CO#16 CHS & Parkside Changes & Weston Painting West	\$44,466.00	\$44,466.00			
CO#17 CHS, WHS, McDonough, Bakersville, HGF, Pk-Varn	\$102,150.00	\$102,150.00			
CO#18 MHS, Beech and West Various Changes	\$7,865.00	\$7,865.00			
CO#19 MHS, WHS, Hillside, Southside, Hallsville, NW, MST	\$97,236.48	\$97,236.48			
CO#20 MHS, CHS, Hillside, Southside, Beech	\$93,005.00	\$93,005.00			
CO#21 MHS, CHS, WHS, Hillside, McDonough, Hallsville, MST	\$78,581.94	\$78,581.94			
CO#22 CHS, WHS, Hillside, Southside, Parkside, Beech, Weston	\$5,745.00	\$5,745.00			
CO#23 Beech Bleachers & Stair Treads, Bakersville Chimney Reduction	\$14,297.00	\$14,297.00			
CO#24 Central, Hallsville and CR for Parkside	\$16,113.00	\$16,113.00			
CO#25 Memorial, Central, Southside, Highland and Cr for Hillside	\$128,992.77	\$128,992.77			
Balance for Future Contingency Allocations		\$2,263,668.37			
<b>Contingency Authorized to Date</b>	<b>\$3,386,331.63</b>	<b>\$5,380,511.55</b>		<b>\$269,488.45</b>	
<b>JSBC APPROVED CONTINGENCY BALANCE</b>	<b>\$2,263,668.37</b>				
<b>UNENCUMBERED PROJECT FUNDS</b>	<b>\$10,866.29</b>				
<b>ENCUMBERED/EXPENDED TOTAL</b>	<b>\$109,236,852.71</b>	<b>\$8,211,588.10</b>		<b>\$101,025,264.61</b>	
<b>TOTAL</b>	<b>\$109,247,719.00</b>				



Manchester Public  
School Facilities  
Improvement Project

**DMJM**  
AN AECOM COMPANY

Project Office

222 South Jewett Street · Manchester, NH 03103  
T 603.644.0410 · F 603.644.0411



Gilbane  
220 S. Jewett Street  
Manchester, NH. 03301

Telephone 603-644-3313 Ext. 212  
Facsimile 603-644-3315

September 18, 2006

Manchester Schools' Design Build Employment Committee  
c/o Gilbane Building Company  
220 South Jewett Street  
Manchester, NH 03103

Reference: Manchester City-Wide Schools Project  
Manchester, NH  
Gilbane Project No. 11-3387-000  
Manchester Resident Report – September 18, 2006

Dear Sirs/Madam:

Attached is our resident requirement report for the Manchester City-Wide Schools Project which includes reported data through 9/18/06

Page 1 includes monthly detail of subcontractors reported data. Please note that if any field is "blank", either the data is as yet unreported or the subcontractor has not yet begun work. If the subcontractor is "highlighted", they have completed their work and we have closed their contract. Page 2 is a summary by subcontractor of their goals vs. actual performance with the overall job percentage totals reported at the bottom.

Should you have any questions regarding this submittal, please do not hesitate to contact me at 603-644-3313 ext. 212.

Regards,

Alan Burns  
Project Accountant

Enclosures



Manchester Public  
School Facilities  
Improvement Project

DMJM  
AN ARCADIS COMPANY

Project Office

222 South Jewett Street · Manchester, NH 03103

T 603.644.0410 · F 603.644.0411

Manchester City-Wide Schools Project - Gilbane Job #11-3387-000

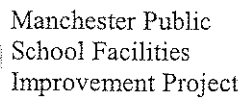
\*Reported Residency Data

As of September 18, 2006

Total Hours vs. Manchester Resident Hours

	Jul-03 Thru Feb-06 Resident Hrs	Jul-03 Thru Feb-06 Total Hours	Mar-06 Resident Hours	Mar-06 Total Hours	Apr-06 Resident Hours	Apr-06 Total Hours	May-06 Resident Hours	May-06 Total Hours	Jun-06 Resident Hours	Jun-06 Total Hours	Jul-06 Resident Hours	Jul-06 Total Hours	Aug-06 Resident Hours	Aug-06 Total Hours	Sep-06 Resident Hours	Sep-06 Total Hours	To Date Resident Hours	To Date Total Hours
Layward Baker	69.50	1,514.00															69.50	1,514.00
Francis Harvey & Sons	10,967.00	42,565.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00					10,967.00	42,565.00
Alban Industries	73,663.00	112,783.00	1,754.00	2,691.00	1,466.00	2,003.00	1,707.00	2,314.00	1,152.00	1,704.00	1,046.00	1,387.00					80,688.00	122,832.00
ICI Craftsmen	20.50	27.50															20.50	27.50
Lampshire Fire Protection	7,964.00	27,789.95															7,964.00	27,789.95
Interstate Electric	25,058.00	85,413.50	36.50	180.50	0.00	77.00											25,094.50	85,671.00
CT Abatement	4.00	3,413.00															4.00	3,413.00
V & E Flooring	1,781.50	6,369.75															1,781.50	6,369.75
Essex Newbury & Sub	0.00	10,117.50															0.00	10,117.50
George R. Cairns & Subs.	3,384.00	21,721.50	0.00	0.00			24.00	112.00									3,408.00	21,833.50
J.P. Blouin	16,487.66	76,067.26	267.00	1,093.00	279.00	743.50	40.00	683.00	42.00	274.50	166.50	1,057.00	388.00	2,007.00			17,670.16	81,925.26
Consolidated Electric	598.00	20,089.00	0.00	179.00	0.00	3.00	0.00	51.00	0.00	6.00							598.00	26,328.00
American Steel	0.00	4,941.50	0.00	58.00	0.00	10.00	0.00	6.00	0.00	0.00	0.00	0.00	0.00	40.00			0.00	4,955.50
Accarino & Sons	32.00	103.00															32.00	103.00
Northern Plaster Works	0.00	2,292.00															0.00	2,292.00
Francis H. Maroney	7,916.00	64,742.00	0.00	277.00	0.00	84.50	0.00	45.50	0.00	25.50	0.00	54.50					7,916.00	65,229.00
Johnson Controls, Inc.	726.00	5,721.50	0.00	5.00	0.00	337.50	0.00	237.00	0.00	73.00	0.00	76.00	0.00	100.00			726.00	6,550.00
Youngblood Co., Inc.	6,782.50	20,177.00	224.00	344.00	17.00	17.00	0.00	353.00	0.00	9.00	0.00	0.00	0.00	0.00			7,023.50	20,900.00
Local Iron Works, Inc.	0.00	14,951.50															0.00	14,951.50
Northeast Masonry, Inc.	350.50	8,178.50			0.00	0.00											350.50	8,178.50
King Painting	1,620.00	72,692.00															1,620.00	72,692.00
Premier Caulking	180.50	521.00															180.50	521.00
Del Rick Construction	5,180.50	67,744.55	0.00	184.00	0.00	80.00	0.00	160.00	0.00	152.00	0.00	126.00	0.00	148.00			5,180.50	68,594.55
Skylight Roofing	18,437.90	31,248.50	143.00	152.50	74.00	99.00	4.00	8.00	99.50	124.50	779.50	1,075.25	1,165.25	1,584.00			20,703.15	34,291.75
New Hampshire Glass	2,012.50	17,414.00	0.00	0.00	0.00	0.00	0.00	369.00	0.00	0.00	0.00	54.50					2,012.50	17,837.50





Project Office

222 South Jewett Street • Manchester, NH 03103  
T 603.644.0410 • F 603.644.0411





Manchester Public  
School Facilities  
Improvement Project

**DMJM**  
AN ARCOM COMPANY

Project Office

222 South Jewett Street · Manchester, NH 03103

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## Manchester City-Wide Schools Project - Gilbane Job #11-3387-000

### Goals Vs. Actual Percentage Schedule Of Reported Hours

**As of September 18, 2006**

	<u>CUMULATIVE</u> <u>MANCHESTER HRS</u>	<u>CUMULATIVE</u> <u>TOTAL HOURS</u>	<u>GOAL PERCENTAGE</u> <u>MANCHESTER HOURS</u>	<u>ACTUAL PERCENTAGE</u> <u>MANCHESTER HOURS</u>
Hayward Baker	69.50	1,514.00	5.00%	4.59%
Francis Harvey & Sons	10,967.00	42,565.00	15.00%	25.77%
Allan Industries	80,688.00	122,832.00	0.00%	65.69%
HCI Craftsmen	20.50	27.50	50.00%	74.55%
Hampshire Fire Protection	7,964.00	27,789.95	10.00%	28.66%
Interstate Electric	25,094.50	85,671.00	5.00%	29.29%
ACT Abatement	4.00	3,413.00	0.00%	0.12%
A & E Flooring	1,781.50	6,369.75	2.00%	27.97%
Essex Newbury	0.00	10,117.50	0.00%	0.00%
George R. Cairns	3,408.00	21,833.50	5.00%	15.61%
C.P. Blouin	17,670.15	81,925.25	20.00%	21.57%
Consolidated Electric	598.00	26,328.00	5.00%	2.27%
American Steele	0.00	4,955.50	0.00%	0.00%
Iaccarino & Sons	32.00	103.00	0.00%	31.07%
Northern Plaster Works	0.00	2,292.00	0.00%	0.00%
Francis H. Maroney	7,916.00	65,229.00	15.00%	12.14%
Johnson Controls, Inc.	726.00	6,550.00	50.00%	11.08%
Youngblood Co., Inc.	7,023.50	20,900.00	15.00%	33.61%
Novel Iron Works, Inc.	0.00	14,951.50	0.00%	0.00%
Northeast Masonry	350.50	8,178.50	5.00%	4.29%
King Painting	1,620.00	72,692.00	10.00%	2.23%
Premier Caulking	180.50	521.00	0.00%	34.64%
Kel-Rick Construction	5,180.50	68,594.55	5.00%	7.55%
Skyline Roofing	20,703.15	34,291.75	10.00%	60.37%
New Hampshire Glass	2,012.50	17,837.50	15.00%	11.28%



Manchester Public  
School Facilities  
Improvement Project

**DMJM**  
AN ASCOM COMPANY

Project Office

222 South Jewett Street · Manchester, NH 03103

T 603.644.0410 · F 603.644.0411

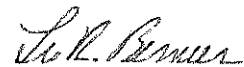
Stateline Acoustical Ceilings	1,831.00	5,491.50	0.00%	33.34%
Chamberlain Companies	188.00	353.00	5.00%	53.26%
Pine State Elevator	0.00	1,936.50	0.00%	0.00%
Hate to Paint/Stain?	2,434.00	2,901.00	80.00%	83.90%
Dec-Tam Corporation	70.00	7,892.50	0.00%	0.89%
Twin Brooks Environmental	0.00	0.00	0.00%	
Major Theatre Equipment, Inc.	0.00	1,135.00	0.00%	0.00%
Air Quality Experts, Inc.	0.00	3,088.75	0.00%	0.00%
ABC Flooring Specialists	0.00	366.25	10.00%	0.00%
Tucker Library Interiors	0.00	323.85	0.00%	0.00%
American Sport Floors	0.00	3,229.50	0.00%	0.00%
Northeast Interior Systems	935.00	2,315.00	0.00%	40.39%
Pitcher Associates	1,162.50	2,499.50	20.00%	46.51%
Ahern Painting Co., Inc.	617.00	3,291.50	0.00%	18.75%
Allegheny Contract Flooring	4,565.00	5,461.00	0.00%	83.59%
Eckhardt & Johnson	4,344.50	11,792.00	0.00%	36.84%
F.A. Gray, Inc.	665.50	6,167.25	0.00%	10.79%
Robert H. Lord	108.00	108.00	0.00%	100.00%
Granite State Acoustics	4,711.00	7,383.50	0.00%	63.80%
Material Handling Sales	0.00	677.00	0.00%	0.00%
E.S. Boulos	768.50	1,839.50	0.00%	41.78%
Merrimac Tile Company	96.00	633.00	0.00%	15.17%
Raynor Door Authority	68.75	340.25	0.00%	20.21%
Gorman-Thomas, Inc.	202.50	1,560.50	0.00%	12.98%
<b>TOTALS</b>	<b>216,777.05</b>	<b>818,268.60</b>		
<b>OVERALL PERCENTAGE</b>	<b>26.49%</b>			

**To the Board of Mayor and Aldermen of the City of Manchester:**

The Committee on Joint School Buildings respectfully advises, after due and careful consideration, that it has accepted and approved the School Facilities Improvement Project Change Order No. 25, and is forwarding same to the Board for informational purpose.

*(School Committee Member Beaudry and Aldermen Thibault, Roy and Long voted in favor, School Committee Members Herbert and Gelinas were absent.)*

Respectfully submitted,



Clerk of Committee

AA

# CHANGE ORDER



**CONTRACT FOR:** Manchester City-Wide School  
**OWNER:** City of Manchester Dept of Public Works  
**ADDRESS:** 227 Maple Street  
 Manchester, NH 03103

Manchester Public  
 School Facilities  
 Improvement Project

**PROJECT NUMBER:** 113387000  
**CHANGE ORDER NO:** 25  
**DATE OF ISSUANCE:** 07/17/06  
**SUBMITTED BY:** Gilbane  
**CONTRACT DATED:** 04/28/03

**ARCHITECT:** Lavallee/Brensinger Architects

AUG 23 2006

The Contract changes as follows:

Received  
 Program Management

Office

CCA/COR Number	Change Request	Change Request Description	Amount
100062	100062	Remove & dispose transit wall near main lobby. Memorial High School.	0.00
100157	100157	Furnish & install trench drain at men's team room & additional drain at women's team room - Memorial High School.	3,507.00
110036	110036	Move existing jersey barriers and provide supplemental jersey barriers on Beech Street - Central High School.	4,074.00
110091	110091	Remove & replace portions of exterior concrete slabs on grade - Central High School	3,230.77
110388	110388	Abatement activities near Administration, Guidance & Media Center of James Building - Central High School.	0.00
110426	110426	Remove and dispose of windows containing asbestos glazing material - Central High School.	0.00
110462	110462	Abatement of vinyl floor tile along ground floor corridor & two storage closets in the Classical Arts Building - Central High School.	0.00
110508	110508	Abatement of vinyl floor tile from seven stairwell main landings in the James Building - Central High School.	0.00
110620	110620	Over-Build over James Building roof - Central High School.	81,000.00
200045	200045	Abatement of VCT in two coaches rooms - Hillside Middle School.	0.00
200200	200200	Provide credit for locker room number plates - Hillside Middle School	-100.00
210040	210040	Remove asbestos containing material not previously identified - Southside Middle School.	0.00
210089	210089	Provide additional volleyball lines for two courts - Southside Middle School.	1,080.00
210095	210095	Perform air mitigation of crawl space - Southside Middle School.	0.00
420027	420027	Provide all labor, material, equipment & service to replace interior air handling unit at mechanical room #169, - Highland Goff's Elementary School.	36,201.00

AA

# CHANGE ORDER



Signature of the Owner indicates agreement herewith, including any adjustment in the Contract Sum or the Contract Time

The original Guaranteed Maximum Price was	94,900,200.00
Net change by previously authorized and submitted Change Orders	2,151,431.76
Guaranteed Maximum Price prior to this Change Order	97,051,631.76
Guaranteed Maximum Price will be increased by this Change Order	128,992.77
The new Guaranteed Maximum Price including this Change Order will be	97,180,624.53
The Contract Time For Phase I Schools will be unchanged by	0 days
The Contract Time For Phase II Schools will be unchanged by	0 days
The date of Substantial Completion for Phase I School construction as of the date of this Change Order therefore is	08/28/05
The date of Substantial Completion for Phase II School construction as of the date of this Change Order therefore is	08/28/06

Owner:

Frank Thomas  
City of Manchester Dept. of Highways

Date:

9/6/06

Manchester P.S. GP, LLC:

Rene J. Pincus

Date:

8/21/06

Distribution:

Owner  
CR File

Gilbane  
CO File

Other

# GILBANE BUILDING COMPANY CONSTRUCTION CHANGE AUTHORIZATION

---

Owner:

Will J. Galt  
City of Manchester Dept of Public Works

Date:

6/30/06

Company:

Rene J. Pincince  
GILBANE BUILDING COMPANY

Date:

4.14.06

Distribution:

Owner  
CR File

CCA File

GILBANE BUILDING COMPANY  
Other

AA

# GILBANE BUILDING COMPANY

## CONSTRUCTION CHANGE AUTHORIZATION

**PROJECT NAME:** Hillside Middle School  
**OWNER:** City of Manchester Dept of Public Works  
**ADDRESS:** 227 Maple Street  
 Manchester, NH 03103

School Facilities  
 Improvement Project

**PROJECT NO:** 113387200  
**CCA NO:** 200200  
**DATE OF ISSUANCE:** 6/27/06  
**ORIGINATOR:** GILBANE  
 BUILDING  
 COMPANY

JUN 27 2006

**ARCHITECT:** Lavallee/Brensinger Architects

Received  
 Program Management

In order to expedite the work and avoid delays in the Work which will affect Contract Sum and/or Contract Time, the Contract Documents are hereby amended to include the additional Work described below, which is beyond the current scope of the Work.

Upon Owner approval, GILBANE BUILDING COMPANY will proceed with the Work promptly.

Costs as incurred are in addition to the current contract Sum and will be invoiced and paid on a monthly basis and identified as separate items within the requisition. Final cost of the Work involved and change in Sum and Time (if any) will be submitted for inclusion in a final Change Order adjusting the Contract Sum and/or Time.

### DEFINITION:

Provide credit for locker number plates in lieu of providing the program-wide labeling mechanism required by the specification. See Material Handling Sales e-mail dated 6/8/06 for specific details.

### ATTACHMENTS:

DMJM e-mail dated 6/26/06  
 DMJM Bulletin 62  
 MHS e-mail dated 6/8/06

RECEIVED

JUL 6 2006

GILBANE JOB  
 NO. 3387  
 FINAL

The following information is provided by GILBANE BUILDING COMPANY.

Method of determining change in Contract:

☒ Guaranteed Maximum Price ☐ Cost Plus Fee ☐ Unit Price ☐ Lump Sum ☐ Other

### Change In Contract Sum

Dollar Amount: 100.00-

☒ Fixed ☐ Maximum  
☐ Estimated ☐ Time and Material

### Change In Contract time

Time(Days): 0

☐ Fixed ☐ Maximum  
☒ Estimated

CR No.	Description	Cost Code	Contractor	Dollar Amount
200200	Lockers-Reno	11010500	Material Handling Sales Inc	100.00-
			CR # 200200 Total	100.00-
			CCA Total	100.00-

AA

# GILBANE BUILDING COMPANY

## CONSTRUCTION CHANGE AUTHORIZATION

---

Owner:

Int'l J. C. G. Co.  
City of Manchester Dept of Public Works

Date: 6/30/06

Company:

Rene J. Pincus  
GILBANE BUILDING COMPANY

Date: 6/27/06

Distribution:

Owner  
CR File

CCA File

GILBANE BUILDING COMPANY  
Other

AA



# GILBANE BUILDING COMPANY CONSTRUCTION CHANGE AUTHORIZATION

PROJECT NAME: South Side Middle School  
OWNER: City of Manchester Dept of Public Works  
ADDRESS: 227 Maple Street  
Manchester, NH 03103

Manchester Public  
School Facilities  
Improvement Project

JUN 29 2006

Received  
Program Management

PROJECT NO: 113387210  
CCA NO: 210040  
DATE OF ISSUANCE: 6/29/06  
ORIGINATOR: GILBANE  
BUILDING  
COMPANY

ARCHITECT: Lavallee/Brensinger Architects

Office

In order to expedite the work and avoid delays in the Work which will affect Contract Sum and/or Contract Time, the Contract Documents are hereby amended to include the additional Work described below, which is beyond the current scope of the Work.

Upon Owner approval, GILBANE BUILDING COMPANY will proceed with the Work promptly.

Costs as incurred are in addition to the current contract Sum and will be invoiced and paid on a monthly basis and identified as separate items within the requisition. Final cost of the Work involved and change in Sum and Time (if any) will be submitted for inclusion in a final Change Order adjusting the Contract Sum and/or Time.

## DEFINITION:

REMOVE ASBESTOS CONTAINING MATERIAL NOT PREVIOUSLY IDENTIFIED. Gilbane's acceptance of payment of compensation from the City of Manchester relating to the matters covered by this CCA shall not constitute a waiver of its claims or rights concerning any matters not addressed herein, and Gilbane hereby expressly reserves all of its rights as to any issues or claims for compensation other than those that are directly within the scope of this CCA or any resulting change order.

## ATTACHMENTS:

CITY DOCUMENT DATED 12/9/05  
AQE 7/21/04 LETTER

FINAL  
RECEIVED

JUL 6 2006

GILBANE JOB  
NO. 3387

The following information is provided by GILBANE BUILDING COMPANY.

Method of determining change in Contract:

☒ Guaranteed Maximum Price ☐ Cost Plus Fee ☐ Unit Price ☐ Lump Sum ☐ Other

### Change In Contract Sum

Dollar Amount: 15,106.50

☒ Fixed ☐ Maximum  
☐ Estimated ☐ Time and Material

### Change In Contract time

Time(Days): 0

☐ Fixed ☐ Maximum  
☒ Estimated

CR No.	Description	Cost Code	Contractor	Dollar Amount
210040	Abatement	32717100	Air Quality Experts Inc	13,987.50
	Fee	99999900	Gilbane	1,119.00
			CR # 210040 Total	15,106.50
			CCA Total	15,106.50

AA

# GILBANE BUILDING COMPANY CONSTRUCTION CHANGE AUTHORIZATION

---

Owner:

John J. Gied  
City of Manchester Dept of Public Works

Date: 6/30/06

Company:

Rene J. Fournelle  
GILBANE BUILDING COMPANY

Date: 6/27/06

Distribution:

Owner  
CR File

CCA File

GILBANE BUILDING COMPANY  
Other

RA

# GILBANE BUILDING COMPANY

## CONSTRUCTION CHANGE AUTHORIZATION

**PROJECT NAME:** South Side Middle School  
**OWNER:** City of Manchester Dept of Public Works  
**ADDRESS:** 227 Maple Street  
 Manchester, NH 03103

**PROJECT NO:** 113387210  
**CCA NO:** 210089  
**DATE OF ISSUANCE:** 4/17/06  
**ORIGINATOR:** GILBANE BUILDING COMPANY

**ARCHITECT:** Lavallee/Brensinger Architects

School Facilities  
 Improvement Project  
 APR 17 2006

Received  
 Program Management

In order to expedite the work and avoid delays in the Work which will affect Contract Sum and/or Contract Time, the Contract Documents are hereby amended to include the additional Work described below, which is beyond the current scope of the Work.

*Upon Owner approval, GILBANE BUILDING COMPANY will proceed with the Work promptly.*

Costs as incurred are in addition to the current contract Sum and will be invoiced and paid on a monthly basis and identified as separate items within the requisition. Final cost of the Work involved and change in Sum and Time (if any) will be submitted for inclusion in a final Change Order adjusting the Contract Sum and/or Time.

### DEFINITION:

SCOPE: PROVIDE ADDITIONAL VOLLEYBALL LINING FOR TWO COURTS ON EITHER SIDE OF HALF COURT PER THE DIRECTION OF THE PRINCIPAL AND GYM TEACHER. LINES TO BE YELLOW PER THE DIRECTION OF THE GYM TEACHER. BASED UPON THE THE SIZE OF THE AREA AND WHAT IS CONSIDERED NORMAL AND CUSTOMARY, GILBANE AND ITS CONTRACTORS DID NOT INCLUDE IN THE ORIGINAL SCOPE THE COST OF TWO ADDITIONAL PRACTICE VOLLEYBALL COURTS.

Gilbane's acceptance of payment of compensation from the City of Manchester relating to the matters covered by this CCA shall not constitute a waiver of its claims or rights concerning any matters not addressed herein, and Gilbane hereby expressly reserves all of its rights as to any issues or claims for compensation other than those that are directly within the scope of this CCA or any resulting change order.

### ATTACHMENTS:

City 12/9/05 document

**FINAL  
RECEIVED**

JUL 6 2006

The following information is provided by GILBANE BUILDING COMPANY.

**GILBANE JOB  
NO. 3387**

Method of determining change in Contract:

☒ Guaranteed Maximum Price
 ☐ Cost Plus Fee
 ☐ Unit Price
 ☐ Lump Sum
 ☐ Other

#### Change In Contract Sum

Dollar Amount: 1,080.00

☒ Fixed
 ☐ Maximum  
☐ Estimated
 ☐ Time and Material

#### Change In Contract time

Time(Days): 0

☐ Fixed
 ☐ Maximum  
☒ Estimated

CR No.	Description	Cost Code	Contractor	Dollar Amount
210089	Wood & Sport Flooring-	10909700	American Sport Floors Inc	1,000.00
	Fee	99999900	Gilbane	80.00
			CR # 210089 Total	1,080.00
			CCA Total	1,080.00

AA

# GILBANE BUILDING COMPANY CONSTRUCTION CHANGE AUTHORIZATION

---

Owner: *[Signature]* Date: 6/30/06  
City of Manchester Dept of Public Works  
Company: *Bene J. Pincune* Date: 4.17.06  
GILBANE BUILDING COMPANY

Distribution:

Owner  
CR File

CCA File

GILBANE BUILDING COMPANY  
Other

AA

# GILBANE BUILDING COMPANY

## CONSTRUCTION CHANGE AUTHORIZATION

PROJECT NAME: South Side Middle School School Facilities  
 OWNER: City of Manchester Dept of Public Works Improvement Project  
 ADDRESS: 227 Maple Street  
 Manchester, NH 03103

PROJECT NO: 113387210  
 CCA NO: 210095  
 DATE OF ISSUANCE: 4/17/06  
 ORIGINATOR: GILBANE BUILDING COMPANY

APR 17 2006

ARCHITECT: Lavallee/Brensinger Architects Received  
 Program Management

In order to expedite the work and avoid delays in the Work which will affect Contract Sum and/or Contract Time, the Contract Documents are hereby amended to include the additional Work described below, which is beyond the current scope of the Work.

Upon Owner approval, GILBANE BUILDING COMPANY will proceed with the Work promptly.

Costs as incurred are in addition to the current contract Sum and will be invoiced and paid on a monthly basis and identified as separate items within the requisition. Final cost of the Work involved and change in Sum and Time (if any) will be submitted for inclusion in a final Change Order adjusting the Contract Sum and/or Time.

### DEFINITION:

Perform air mitigation at Southside Middle School crawl space.

Gilbane's acceptance of payment of compensation from the City of Manchester relating to the matters covered by this CCA shall not constitute a waiver of its claims or rights concerning any matters not addressed herein, and Gilbane hereby expressly reserves all of its rights as to any issues or claims for compensation other than those that are directly within the scope of this CCA or any resulting change order.

### ATTACHMENTS:

City 12/9/05 document

**FINAL**  
**RECEIVED**

The following information is provided by GILBANE BUILDING COMPANY.

JUL 6 2006

Method of determining change in Contract:

GILBANE JOB  
 NO. 3387

☒ Guaranteed Maximum Price ☐ Cost Plus Fee ☐ Unit Price ☐ Lump Sum ☐ Other

### Change In Contract Sum

Dollar Amount: 10,451.00

☒ Fixed ☐ Maximum  
☐ Estimated ☐ Time and Material

### Change In Contract time

Time(Days): 0

☐ Fixed ☐ Maximum  
☒ Estimated

CR No.	Description	Cost Code	Contractor	Dollar Amount
210095	Abatement Consultant	31717000	Dec-Tam Corporation	.00
	Abatement	32717100	Air Quality Experts Inc	9,500.00
	Fee	99999900	Gilbane	951.00
			CR # 210095 Total	10,451.00
			CCA Total	10,451.00

AA

Owner:

Date: 6/30/06

City of Manchester Dept of Public Works

Company:

Date: 4/17/06

GILBANE BUILDING COMPANY  
Other

# GILBANE BUILDING COMPANY CONSTRUCTION CHANGE AUTHORIZATION

HGF Air Handling Unit

**PROJECT NAME:** Highland Goff's Falls  
**OWNER:** City of Manchester Dept of Public Works  
**ADDRESS:** 227 Maple Street  
Manchester, NH 03103

**PROJECT NO:** 113387420  
**CCA NO:** 420027  
**DATE OF ISSUANCE:** 12/05/05  
**ORIGINATOR:** GILBANE BUILDING COMPANY  
Received  
Program Management

**ARCHITECT:** Lavallee/Brensinger Architects

In order to expedite the work and avoid delays in the Work which will affect Contract Sum and/or Contract Time, the Contract Documents are hereby amended to include the additional Work described below, which is beyond the current scope of the Work.

Upon Owner approval, GILBANE BUILDING COMPANY will proceed with the Work promptly.

Costs as incurred are in addition to the current contract Sum and will be invoiced and paid on a monthly basis and identified as separate items within the requisition. Final cost of the Work involved and change in Sum and Time (if any) will be submitted for inclusion in a final Change Order adjusting the Contract Sum and/or Time.

**DEFINITION:** Provide all labor, materials, equipment, and service needed to replace interior air handling unit at mechanical room #169. As stated per memo from Kevin Foley 10-23-03, it is our contention that this piece of equipment is an interior air handling unit (not a unit ventilator) and as such is not part of the RFP.

**ATTACHMENTS:**  
FHM back-up.

The following information is provided by GILBANE BUILDING COMPANY.

Method of determining change in Contract:

☐ Guaranteed Maximum Price ☐ Cost Plus Fee ☐ Unit Price ☒ Lump Sum ☐ Other

Change In Contract Sum	
Dollar Amount:	36,201.00
<input type="checkbox"/> Fixed	<input type="checkbox"/> Maximum
<input checked="" type="checkbox"/> Estimated	<input type="checkbox"/> Time and Material

Change In Contract time	
Time(Days):	0
<input type="checkbox"/> Fixed	<input type="checkbox"/> Maximum
<input checked="" type="checkbox"/> Estimated	

CR No.	Description	Cost Code	Contractor	Dollar Amount
420027	H.V.A.C	11515110	Maroney Inc Francis H	25,321.00
	H.V.A.C	11515110	Maroney Inc Francis H	7,402.00
	H.V.A.C	11515110	Maroney Inc Francis H	512.00
	Electrical	11616000	Consolidated Electrical Services	285.00
	Fee	99999900	Gilbane	2,681.00
			CR # 420027 Total	36,201.00
			CCA Total	36,201.00

RECEIVED

JUL 6 2006

GILBANE JO  
NO. 3387

AA

# GILBANE BUILDING COMPANY CONSTRUCTION CHANGE AUTHORIZATION

---

Owner: 247 J. C. Galt Date: 6/30/06  
City of Manchester Dept of Public Works  
Company: Kevin M. Galt Date: 12/5/05  
GILBANE BUILDING COMPANY

Distribution:

Owner  
CR File

CCA File

GILBANE BUILDING COMPANY  
Other

AA

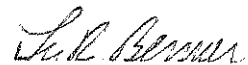


**To the Board of Mayor and Aldermen of the City of Manchester:**

The Committee on Joint School Buildings respectfully advises, after due and careful consideration, that it has approved the payment of \$2,500 to the vendor for the pumps at the Central High garage and would seek restitution from Gilbane, and is forwarding same to the Board for informational purposes.

*(School Committee Member Beaudry and Aldermen Thibault, Roy and Long voted in favor, School Committee Members Herbert and Gelinas were absent.)*

Respectfully submitted,



Clerk of Committee

AB

**To the Board of Mayor and Aldermen of the City of Manchester:**

The Committee on Lands and Buildings respectfully recommends, after due and careful consideration, that the Board of Mayor and Aldermen find property known as Map 692, Lot 10 located on Granite Street surplus to City needs and that the Mayor be authorized to dispose of same by executing deeds releasing all rights, title, interest, or claims in said property.

The Committee advises that it finds just cause to dispose of such through sale to an abutter as the property serves no public purpose, only an abutter can benefit from an acquisition, and conveyance of the parcel when merged with Lot 14 will place same back on the tax rolls of the City. The Committee recommends sale to the abutters Marcel L. and Sylvia Beliveau of 11 Farmer Lane and owners of 78 Douglas Street conditional upon lot consolidation with Lot 14 at a price of Ten Thousand Dollars (\$10,000.00), a value deemed reasonable by the Board of Assessors.

*(Unanimous vote)*

Respectfully submitted,



Clerk of Committee

AC

SEPTEMBER 28, 2006

MR. BERNIER CLERK CITY OF MANCHESTER, NH  
1- CITY HALL PLAZA  
MANCHESTER, NH 03101

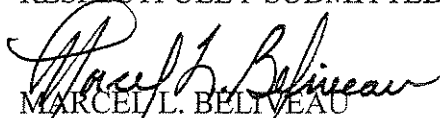
THIS LETTER IS ADDRESSED TO THE COMMITTEE ON LANDS AND  
BUILDING.

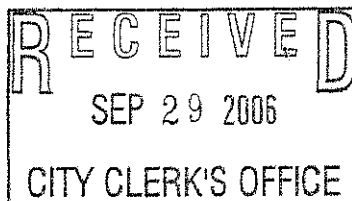
MR. AND MRS. MARCEL BELIVEAU THE OWNERS OF PROPERTY AT 78  
DOUGLAS STREET, THE ABUTTERS OF MAP 692 LOT 10, WOULD BE  
PLEASED TO PURCHASE THIS LOT WHICH IS APPROXIMATELY 70'-0" X 35'-  
0' APPROXIMATELY 2400 SQUARE FEET.

OUR INTENTION IS TO PAVE THIS AREA, TO PROVIDE BADLY NEEDED  
PARKING FOR OUR TENANT GRANITE STATE GLASS.

THANK YOU, IN ADVANCE FOR YOUR ATTENTION TO THIS REQUEST.

RESPECTFULLY SUBMITTED BY,

  
MARCEL L. BELIVEAU  
11 FARMER LANE  
MANCHESTER, NH 03102



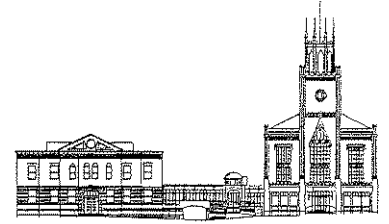
AC





## CITY OF MANCHESTER Board of Assessors

One City Hall Plaza, West Wing  
Manchester, New Hampshire 03101  
Tel: (603) 624-6520 – Fax: (603) 628-6288  
Email: [assessors@ci.manchester.nh.us](mailto:assessors@ci.manchester.nh.us)  
Web: [www.ManchesterNH.Gov](http://www.ManchesterNH.Gov)



David M. Cornell, Chairman  
Thomas C. Nichols  
Stephan W. Hamilton

Christine Hanagan  
Assistant to Assessors

To: Committee on Lands and Buildings  
From: Board of Assessors  
Date: October 18, 2006  
Re: Map 692 Lot 10  
Request to Purchase Property

The Assessors have completed an analysis of the estimated market value of the above-referenced property. The following is a summary of important facts and the value estimate:

Property Location	297 Granite Street (see attached aerial photograph)
Assessors Map/Lot	Map 692 Lot 10
Property Owner	City of Manchester Tax Collector
Deed Book/Page	7319/2888
Date Acquired	September 8, 2004
Improved/Vacant	Vacant
Total Land Area	2,520 square feet
Current Zoning	B-2
Overlay District	N/A
Easements/Restrictions	None Known
Utilities Available	Water, Sewer and Electric
Total Current Assessment	The current assessment is \$10,200
Indicated Range of Value/Unit	\$4.00 per square foot
Indicated Range of Value	\$10,000 (rounded)
Comments	The parcel has 72' feet of frontage on Granite Street, is 37 feet deep along the left side, 33 feet deep along the right side and 72 feet wide across the rear (2,520+- sq. ft.). Zoning is B-2, General Business. The subject is unbuildable as it does not meet minimum lot requirements of 100 feet frontage, 12,500 sq. ft. and setbacks of 20 feet front and sides and 30 feet rear.

Respectfully submitted,

*David M. Cornell*

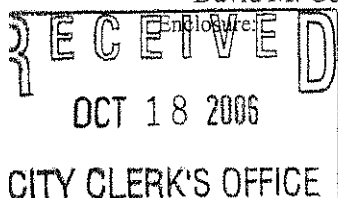
David M. Cornell

*Thomas C. Nichols*

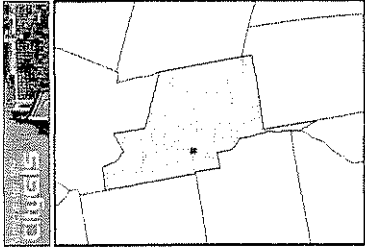
Thomas C. Nichols

*Stephan W. Hamilton*

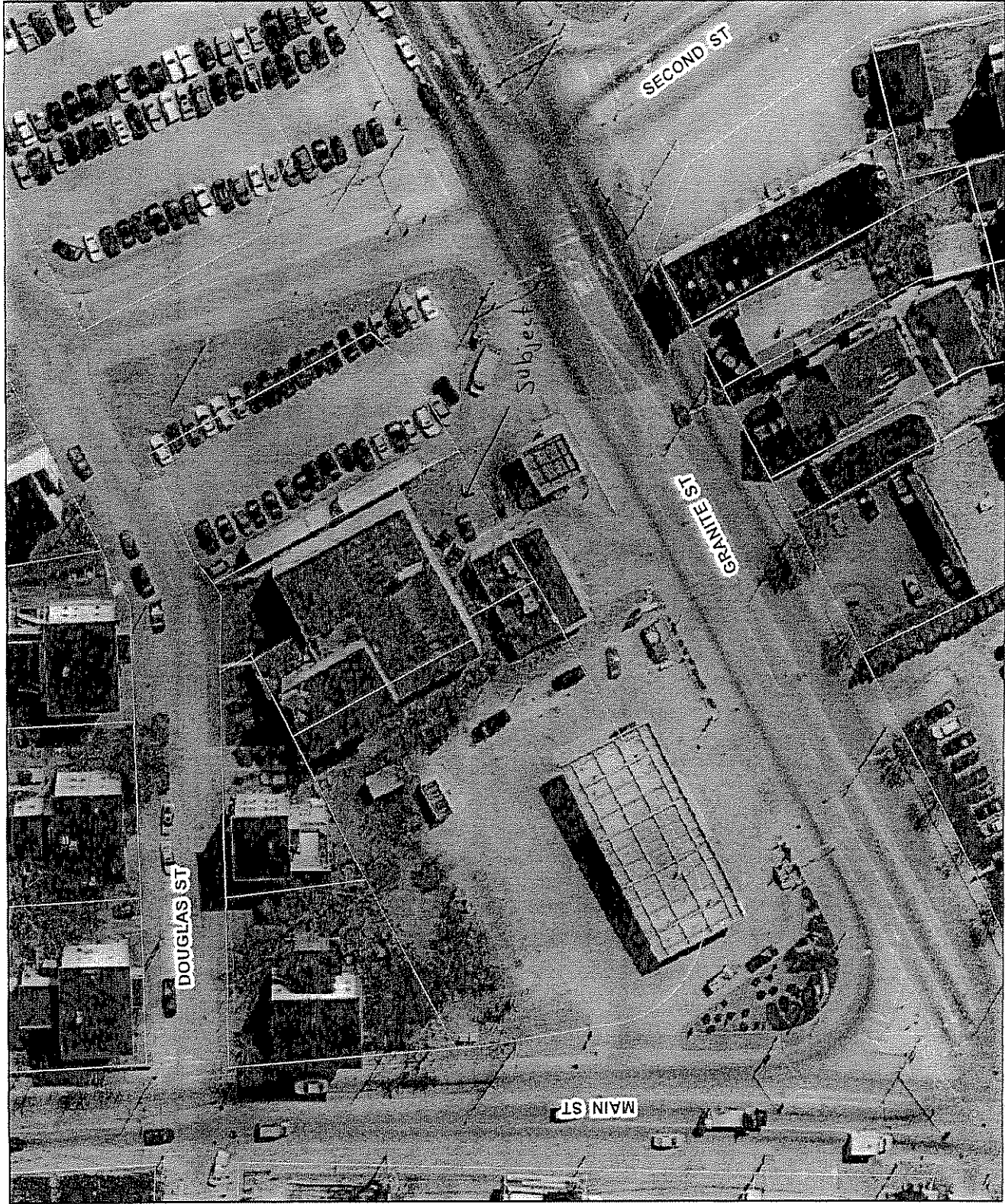
Stephan W. Hamilton



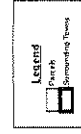
AD



Aerial Map Showing Boundaries of Map Area



City of Manchester, New Hampshire - CityGIS Map Print



# DISCLAIMER

The information appearing on this map is for the convenience of the user and is not an official public record of the City of Manchester, NH (the "City"). The map is not survey-quality. All boundaries, easements, areas, measurements, rights-of-way, etc., appearing on this map are for informational purposes only and are not to be used for legal or financial purposes. The City makes no warranties, expressed or implied, concerning the accuracy, completeness, reliability, or suitability of this information for any particular use. The City disclaims any liability for any damages, including consequential damages, arising from the use of this information. The official public records from which this information was compiled are kept in the offices of various City, County, and State government agencies and departments, and are available for inspection and copying. The user agrees to these terms and conditions.

AN



Robert S. MacKenzie, AICP  
Director

# CITY OF MANCHESTER

## Planning and Community Development

Planning  
Community Improvement Program  
Growth Management



Staff to:  
Planning Board  
Heritage Commission  
Millyard Design Review Committee

October 16, 2006

Committee on Lands and Buildings  
City Hall  
One City Hall Plaza  
Manchester, NH 03101

re: *Private sector request to acquire city owned parcel (TM 692, Lot 10) on Granite Street*

Honorable Committee Members:

*Background:* The owners of an 8,465 s.f. (0.19 acre) parcel (TM 692, Lot 14) located at 78 Douglas Street, have expressed an interest in acquiring an abutting, vacant, 2,528 s.f., city-owned parcel (TM 692, Lot 10) which is currently under the jurisdiction of the Department of Public Works. The stated reason for the requested acquisition is to provide on-site parking spaces for their main tenant, the *Granite State Glass* company, away from the Douglas Street residential neighborhood where the business entrance is located.

*Surplus Determination:* City-owned Lot 10 is essentially a leftover remnant parcel from what was originally a larger piece of land which was acquired by the Highway Department for needed Granite Street ROW improvements. As such, it currently serves no City purpose and we would recommend that it be determined surplus to City needs.

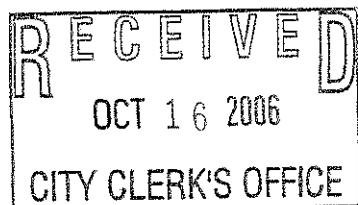
*Method of Sale:* Normal disposition would be by public sale. In this situation, however, the Committee may find public purpose in selling Lot 10 to the requesting party for the purpose mentioned above, to allow business parking to be sited away from immediate contact with a residential area. If this is the case, we would recommend that a condition of any sale be that Lot 10 be merged with Lot 14.

The only other direct private sector abutter to Lot 10 is Cumberland Farms and all necessary parking for their newly located business will be acceptably met on-site.

If there are any questions, staff will be available at the committee meeting.

Sincerely,

Robert S. MacKenzie, AICP  
Director of Planning and Community Development

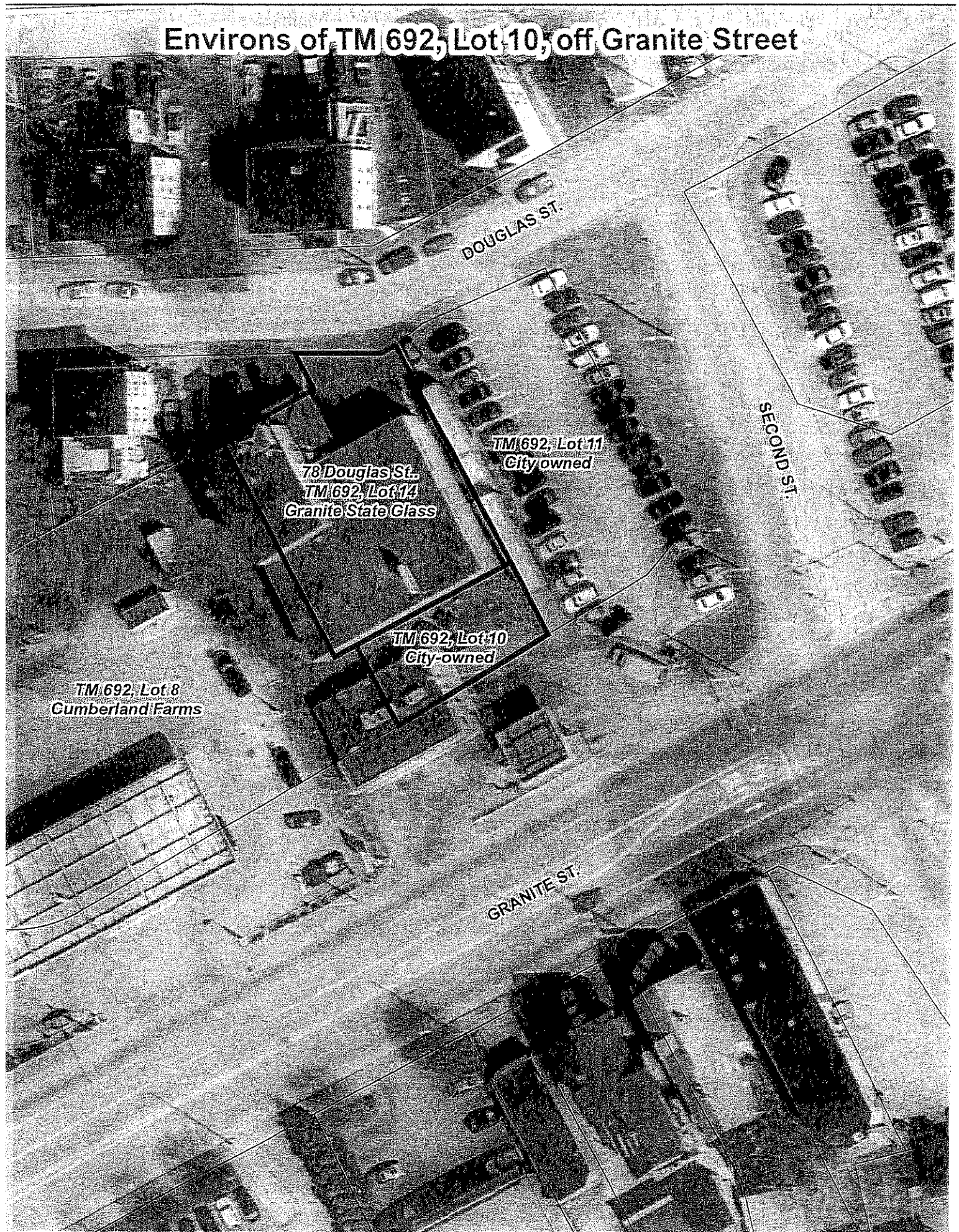


AC

One City Hall Plaza, Manchester, New Hampshire 03101  
Phone: (603) 624-6450 Fax: (603) 624-6529  
E-mail: [planning@ManchesterNH.gov](mailto:planning@ManchesterNH.gov)  
[www.ManchesterNH.gov](http://www.ManchesterNH.gov)



# Environs of TM 692, Lot 10, off Granite Street



1. This map prepared by the City of Manchester Planning & Community Development Department (D. Beauchesne) on October 16, 2006.

2. Aerial photo taken in April 2003

AN







City of Manchester  
Office of the Tax Collector

City Hall  
One City Hall Plaza - West  
Manchester, New Hampshire 03101  
(603) 624-6575 (Phone)  
(603) 628-6162 (Fax)

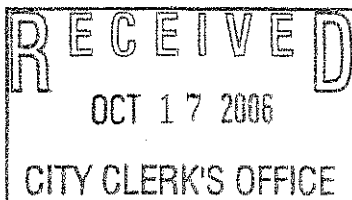
Joan A. Porter  
Tax Collector

## Memorandum

DATE: October 17, 2006  
TO: Land & Building Committee  
FROM: Joan A. Porter, Tax Collector  
RE: 297 Granite Street

The property located at 297 Granite Street with a reference of Map 692 and Lot 10 is not a tax-deeded parcel and as such, the Tax Collector's office has no interest in this parcel.

Said property was deeded to the City of Manchester, Dept of Public Works on 9/17/04 with a deed reference of: Book 7319 Page 2888.



AC


**To the Board of Mayor and Aldermen of the City of Manchester:**

The Committee on Lands and Buildings respectfully recommends, after due and careful consideration, that a request of Moore Center Services, Inc. to have the City release a reverter provision for property located at 132 Titus Avenue be approved.

The Committee recommends that the City Solicitor be authorized to prepare and review any necessary documents and that the Mayor be authorized to execute same relating to the release of the reverter provision by the City.

*(Unanimous vote)*

Respectfully submitted,

  
Clerk of Committee

AD



**Moore Center Services, Inc.**

Commitment, compassion, community for a lifetime

132 Titus Avenue  
Manchester, NH 03103

603.668.5423

www.moorecenter.org

September 27, 2006

The Honorable Board of Mayor and Aldermen  
One City Hall Plaza  
Manchester, NH 03101

Re: Request for Amendment

Dear Board of Mayor and Aldermen:

Moore Center Services has been serving the people of Manchester for almost 50 years. For the past 34 years, we have leased the old Highland School on Titus Ave. from the City. In June 2004, the Board of Mayor and Aldermen agreed to sell the property to Moore Center Services for \$1.00, subject to the inclusion of a deed reverter clause. For a variety of reasons, Moore Center Services has not yet taken title to the property.

After being advised by a consultant two years ago to delay our plans for a capital campaign, we are now ready to move forward. During the past two years, Board members and other community leaders have suggested that a reverter clause would limit our ability to raise money. Further, it could jeopardize the sizable investment that we already have in the property if it ever became necessary to move our operations to another location. In fact, we believe that our accumulated investment in the property already exceeds the current value of the land and facility. If we were to invest another \$4M or more into the property without clear title, it is the opinion of almost everyone we speak with that we would be putting our investment at risk.

We truly appreciate the wonderful partnership that we have enjoyed with the City of Manchester. It is our expectation that Moore Center Services will continue to provide support to the citizens of Greater Manchester for many more years as we strive to provide opportunities for all our clients to have a good life.

We hereby request that the Board of Mayor and Aldermen remove the reverter provision in order to allow Moore Center Services to take sole ownership of the property. Thank you for your consideration of our request.

Sincerely,

Paul S. Boynton  
President & CEO

IN BOARD OF MAYOR & ALDERMEN

DATE: 10/3/2006

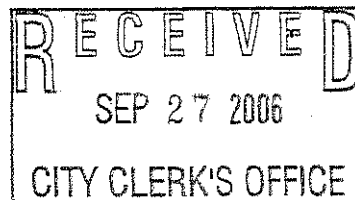
ON MOTION OF ALD. Garrity

SECONDED BY ALD. Thibault

VOTED TO refer Lands & Buildings

  
CITY CLERK  


A United Way member agency.




KIT


**To the Board of Mayor and Aldermen of the City of Manchester:**

The Committee on Lands and Buildings respectfully recommends, after due and careful consideration, that a request by Attorney David Nixon for a revocable license on unused City land immediately northerly of Dockside II Condominiums located at 51 Riverfront Drive be granted and approved as enclosed herein subject to the review and approval of the City Solicitor.

*(Unanimous vote)*

Respectfully submitted,

  
Clerk of Committee



AE

## REVOCABLE LICENSE AGREEMENT

Agreement made this \_\_\_\_\_ day of \_\_\_\_\_, 2006, by and between the City of Manchester, New Hampshire ("Licensor") of One City Hall Plaza, Manchester, New Hampshire 03101 and David L. Nixon ("Licensee") of Dockside Condominium, Unit 1, 51 Riverfront Drive, Manchester, New Hampshire 03102.

In consideration of the mutual promises contained in this agreement the parties agree as follows:

1. Licensor grants to the Licensee a revocable license solely to place and maintain a hot tub and associated utilities on land owner by the Licensor and identified as Tax Map 105, Lot 8A
2. That once the hot tub is placed on the lot the Licensee shall maintain all property located around the hot tub.
3. LICENSEE hereby agrees to protect, defend, indemnify and hold the City of Manchester and its employees, agents, officers, and servants free and harmless from losses, claims liens, demands and causes of action due to the construction maintenance and use of said gazebo of every kind and character including, but not limited to, the amounts of judgments, penalties, interest, court costs, legal fees, and all other expenses incurred by the City arising in favor of any party including claims, liens, debts, personal injuries including injuries sustained by employees of the City, death or damages to property (including property of the City), and without limitation by enumeration, claims or demands occurring, or in any way incident to, in connection with, or arising directly or indirectly out of this Revocable License Agreement. The Licensee agrees to investigate, handle, respond to, provide defense for and defend such claims, demands, or suits at the sole expense of the Licensee. The Licensee also agrees to bear all other costs and expenses related thereto, even if the claim or claims alleged are groundless, fake or fraudulent. The provision is not intended to create any cause of action in force or of any third party against Licensee or the City or to enlarge in any way the Licensee's liability, but is intended solely to provide for indemnification of the City from liability for damages or injuries to third persons or property arising from Licensee performance hereunder.
4. Comprehensive General Liability insurance written on occurrence form, including products and completed operations coverage, personal injury liability coverage, broad form property damage liability coverage, XCU coverage, sudden and accidental pollution coverage, and contractual liability coverage insuring the agreements contained herein. The minimum limits of liability carried on such insurance shall be \$1,000,000 each occurrence and, where applicable, in the aggregate combined single limit for bodily injury and property damage liability; \$1,000,000 annual aggregate personal injury liability. Insurance companies

AE

utilized must be admitted to do business in New Hampshire or be on the Insurance Commissioner's list of approved non-admitted companies and shall have a rating of (A) or better in the current edition of Best's Key Rating Guide. The Licensor shall be named as an additional insured.

5. The City, in its sole and unfettered discretion, may revoke this license at any time, with or without cause.
6. Upon revocation of this license by the City the Licensee shall remove the hot tub placed under the terms of this revocable license along with all utilities, appurtenances and materials related thereto and shall return the land to the condition it was in immediately prior to the construction of said hot tub.

---

David L. Nixon

The City of Manchester, NH

---

Frank C. Guinta  
Mayor

AE

NIXON, RAICHE, MANNING  
& VOGELMAN

PROFESSIONAL ASSOCIATION

DAVID L. NIXON  
LESLIE C. NIXON  
MAUREEN R. MANNING  
LAWRENCE A. VOGELMAN\*

*Attorneys at Law*  
*Seventy-seven Central Street*  
*Manchester, New Hampshire 03101*

TELEPHONE 603-669-7070  
WATS 1-800-207-7000  
FAX 603-669-7080

ROBERT E. RAICHE, SR.  
CHRISTINE M. SMITH\*\*  
OF COUNSEL

MARTIN F. LOUGHLIN  
RETIRED

\*Admitted in NH and NY  
\*\*Admitted in NH and MA

September 28, 2006

Hon. Mayor & Board Of Alderman  
c/o City Clerk's Office  
One City Hall Plaza  
Manchester, NH 03101

Re: Unit 1, Dockside II Condominiums  
51 Riverfront Drive  
Manchester, NH 03102  
Application For A Revocable License

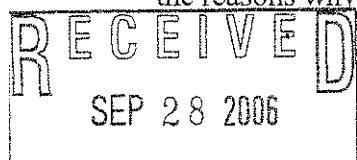
Dear Sirs:

I write to request a Revocable License to install at no expense to the City of Manchester, a spa/hot tub on unused City of Manchester land immediately northerly of the Dockside II Condominiums at 51 Riverfront Drive, Manchester, New Hampshire, 03102.

As to terms and conditions:

1. We will remove the spa/hot tub within (30) days of Notice from the City that it needs to use the area in question.
2. We will insure the spa/hot tub with liability insurance with limits of not less than (\$1,000,000) per person.
3. We will, and hereby do, agree to hold harmless and indemnify the City of Manchester and its officials, agents, employees, and all Manchester citizens from and against any and all liability arising out of or relating to the use, repair, maintenance, and/or condition of said spa/hot tub.

Attached to this letter and made a part hereof by reference are medical letters from Kenneth D. Thomas, M.D., and Edward J. Rusher, D.C., of Amoskeag Chiropractic, establishing the reasons why the subject spa/hot tub is medically necessary, along with a copy of the plan of



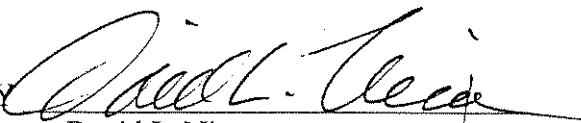
AE

"Dockside II Condominium" dated November 7, 1986, and also a plan/diagram of the spa/hot tub we wish to install.

Will you kindly advise what further steps we need to take to perfect this Application For A Revocable License as soon as reasonably possible?

Thank you.

Patricia D. Nixon & David L. Nixon

BY   
David L. Nixon

Enclosures

AE



Amoskeag  
**CHIRO**  
**PRACTIC**<sup>INC.</sup>

55 Amoskeag Street  
Manchester, NH 03102  
(603) 624-8000

September 14, 2006

Re: Ms. Patricia Nixon

To Whom It May Concern:

Ms. Nixon is currently under our care for Neck and back pain. Ms. Nixon suffers from severe phase two degenerative disc disease in her cervical and lumbar spine. Her condition remains guarded of the years and at best the goal is symptomatic relief.

It is my opinion the ideal therapy would be therapeutic hot tub to help alleviate symptoms associated with her condition.

If you have any questions regarding Ms. Nixon's condition or my recommendation, please do not hesitate to contact my office with permission from Nixon to discuss her condition.

Sincerely,



Edward J. Rusher, D.C.

AE

Kenneth D. Thomas, MD

August 23, 2006

Attorney David Nixon  
51 Riverfront Dr. #1  
Manchester, NH 03102

RE: Patricia Nixon  
51 Riverfront Dr. #1  
Manchester, NH 03102  
DOB: 05/02/58

To Whom It May Concern:

This is a letter on behalf of Mrs. Patricia Nixon. I have followed her medically for numerous years. She is known to have severe osteoarthritis and a chronic neck pain syndrome for numerous years. She has been evaluated with minimal help with traditional therapy as far as alleviating her symptoms of chronic pain. What has helped and what is recommended to the patient that she purchase a spa or hot tub so as to self-administer therapy at home on a regular basis. This, as mentioned above, has proven to be successful for the patient, and therefore I think this should be a covered medical service.

Certainly if there are any questions about this, or I can answer other questions about this or provide additional information, please let me know.

Sincerely yours,



Kenneth D. Thomas, MD



ELLIOT  
PHYSICIAN  
NETWORK

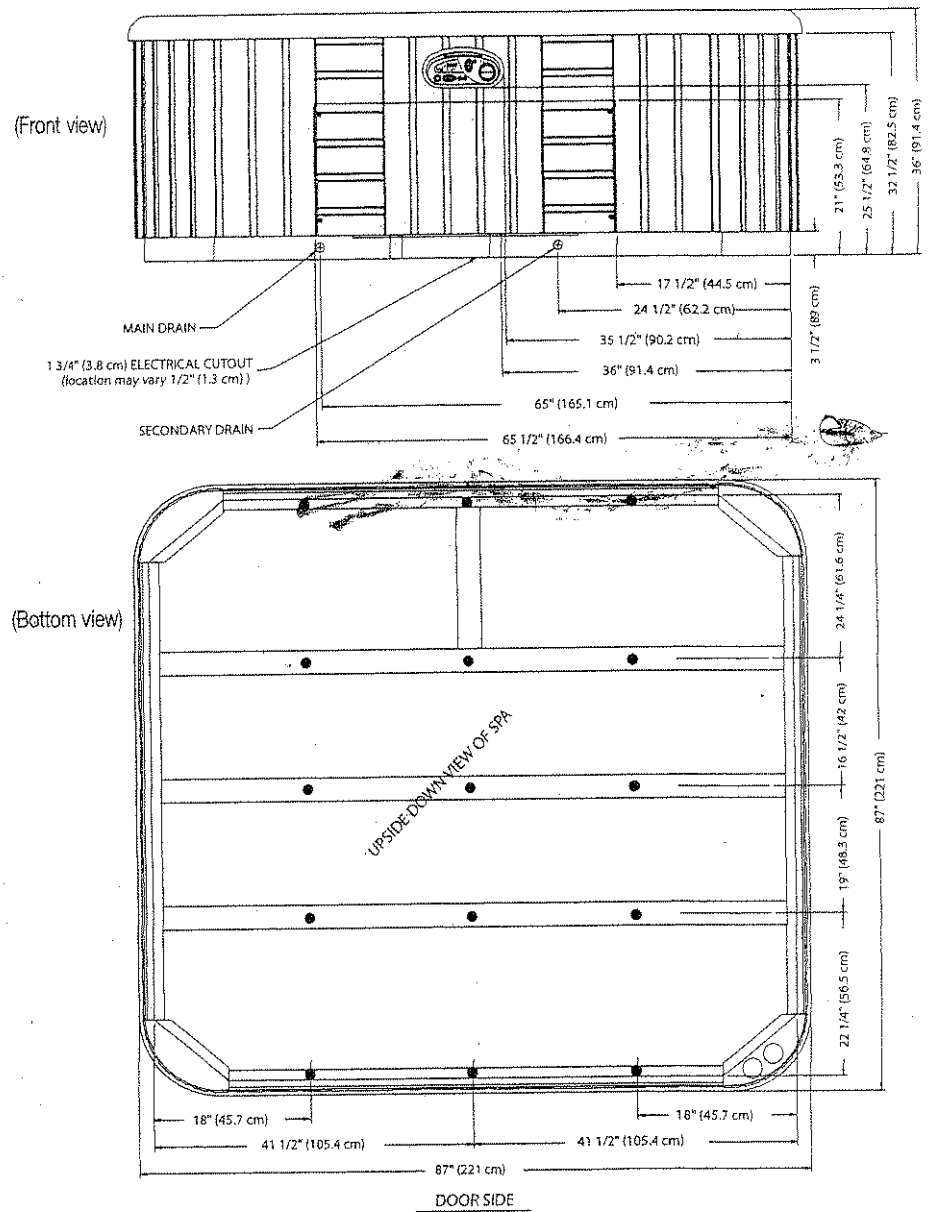
182 Tarrytown Road  
Manchester, NH 03103  
P. 603-622-7548  
F. 603-622-4369

AE

# Vanguard® (Model V & VV)

## Dimensions

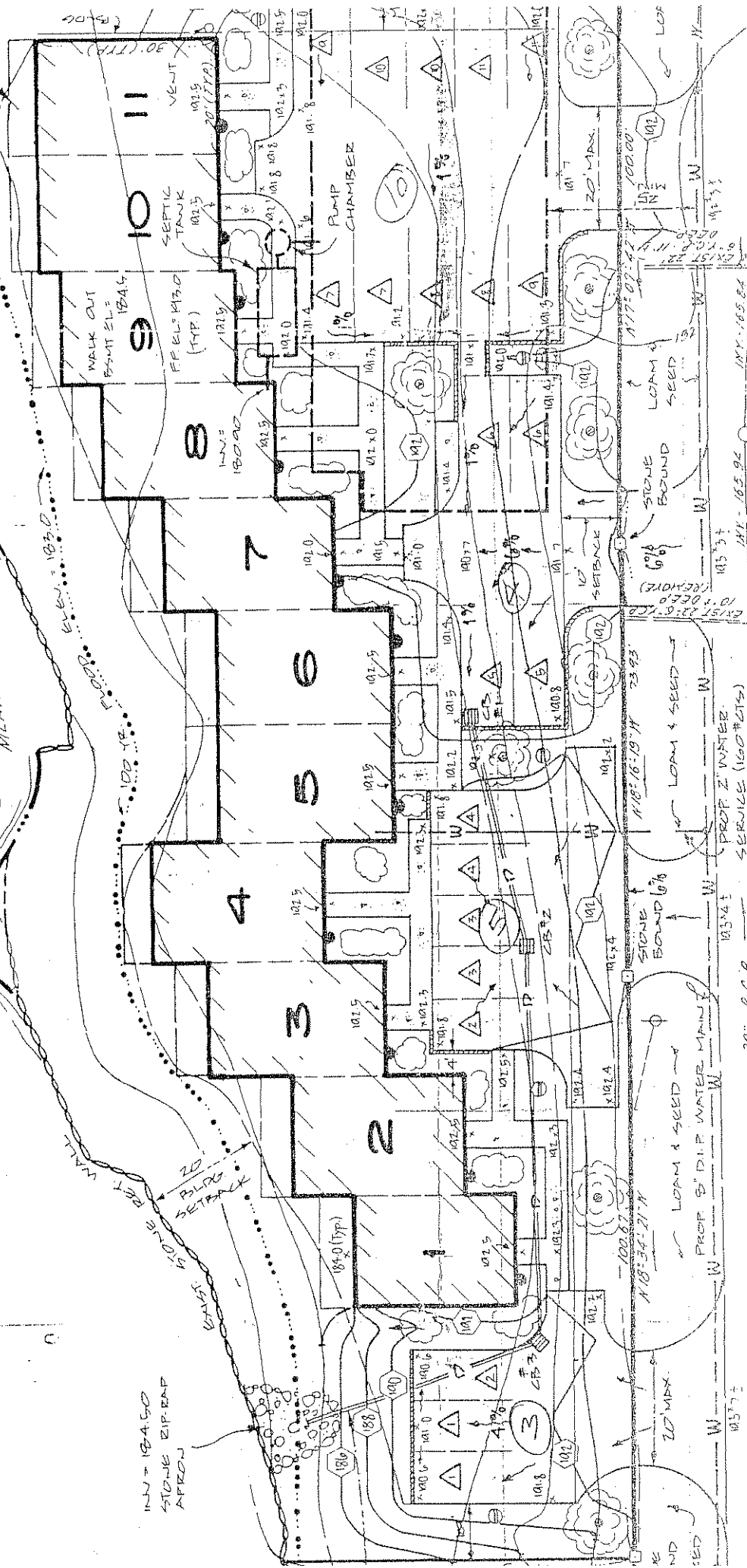
NOTE: All dimensions are approximate; measure your spa before making critical design or pathway decisions.



- 15 Leveling Points (place shims approx. 18" in from edge, then center middle shims)

MERRIMAC

317' ± ALONG APPROX  
MEAN HIGH WATER



DE

14319  
RIVER FRONT

CB#3  
RM = 191.70  
INV = 184.90









60" 12" RLP  
S = 0.01

CB#2  
RM = 191.50  
INV = 185.58

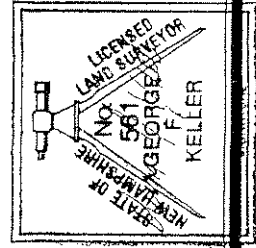
40" 12" RLP  
S = 0.01

THE RADIOACTIVE GROUP  
2690/494 + 44%

# LEGEND

-  INDICATES UNIT NO. OF ASSIGNED PARKING SPACE
-  PROPOSED GLOBE LIGHT MOUNTED ON 8 FOOT POST
-  PROPOSED WALL MOUNTED "CARRIAGE" LAMP
-  PROPOSED 2 1/2" B & B MAPLE OR EQUIVALENT
-  PROPOSED FOUNDATION PLANTINGS
-  PROPOSED SHRUBBERY BETWEEN PARKING AREAS, MULCHED WITH BARK MULCH OR EQUIVALENT.
-  CONCRETE CURBING.
-  CONCRETE SIDEWALK

I HERESY CERTIFY TH  
SURVEY MADE ON THE GROUP  
ON 10/29/83.



1.0. TOTAL HEAD)  
PUMPS TO BE 2 MEYERS SRM4, 4/10 HP OR EQUIVALENT (47 GPM @ 12' TOTAL HEAD)  
PUMP CONTROLS TO BE SET AS FOLLOWS:

ON EL. 180.00  
OFF EL. 177.00  
WARNING EL. 180.50

9. CONSTRUCTION APPROVAL #149739 (APPROVED OR 18 BEDROOMS.) (SP 61-86)

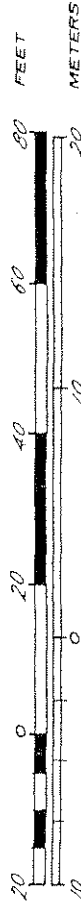
SITE PLAN REVIEW	
RECEIVED	April 22, 1988
APPROVED	April 27, 1988
MANCHESTER CITY PLANNING BOARD	

Revision to plan dated approved on Oct. 29, 1987.

SITE PLAN FOR PROPOSED:

# DOCKSIDE II CONDOMINIUM MANCHESTER N.H.

PREPARED FOR:  
PAUL E. GODBOUT  
R.F.D. 1, GOFFSTOWN N.H. 03045



SCALE: 1" = 20' NOVEMBER 7, 1986

PREPARED BY:  
GEORGE F. KELLER INC.  
LAND SURVEYORS PLANNERS CIVIL ENGINEERS  
P.O. BOX 536, DANIEL WEBSTER HIGHWAY  
MERRIMACK, NEW HAMPSHIRE 03054 PH. 1-603-424-2804



VISIONS	BY
DESCRIPTION	J.F.S.
COLLECTION	J.F.S.
ANALYSIS	J.F.S.
NOTES/RELOCATE PROP. LENGTH ASD	ASD
CUTS	"

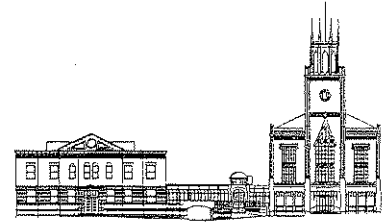
APR 15 1988

1288	GODBOUT	D	F
JOB NO.	CLIENT	SIZE	TYPE
			PG



## CITY OF MANCHESTER Board of Assessors

One City Hall Plaza, West Wing  
Manchester, New Hampshire 03101  
Tel: (603) 624-6520 – Fax: (603) 628-6288  
Email: [assessors@ci.manchester.nh.us](mailto:assessors@ci.manchester.nh.us)  
Web: [www.ManchesterNH.Gov](http://www.ManchesterNH.Gov)



David M. Cornell, Chairman  
Thomas C. Nichols  
Stephan W. Hamilton

Christine Hanagan  
Assistant to Assessors


To: Committee on Lands and Buildings  
From: Board of Assessors  
Date: October 17, 2006  
Re: Request for Revocable License  
51 Riverfront Drive


Dear Chairman Thibault and Committee Members:

The Board of Assessors has reviewed the revocable license request to place a spa/hot tub on Map 105 Lot 8A. It is our understanding, based on the proposed agreement, that the City can revoke the license with a 30-day notice. Therefore, the City is not transferring any permanent rights from the property, and as such, the value of the property would remain the same. The Committee could, if it chooses, charge a nominal fee for the use of the property.

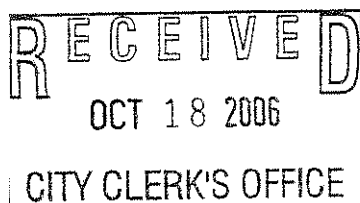
We remain available to answer any questions that you might have regarding the matter.

Sincerely,

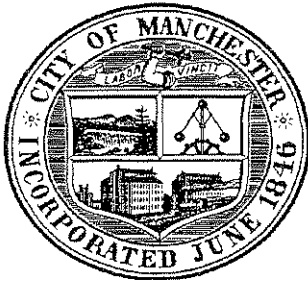
  
David M. Cornell

  
Thomas C. Nichols

  
Stephan W. Hamilton



AE



City of Manchester  
Office of the Tax Collector

City Hall  
One City Hall Plaza - West  
Manchester, New Hampshire 03101  
(603) 624-6575 (Phone)  
(603) 628-6162 (Fax)

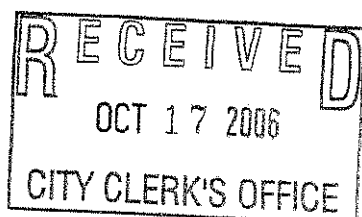
Joan A. Porter  
Tax Collector

## Memorandum

DATE: October 17, 2006  
TO: Land & Building Committee  
FROM: Joan A. Porter, Tax Collector  
RE: **51 Riverfront Dr**

*Joan A. Porter*

The above referenced property is not a tax-deeded parcel and as such, the Tax Collector's office has no interest in this property.



AE





Robert S. MacKenzie, AICP  
Director

# CITY OF MANCHESTER

## Planning and Community Development

Planning  
Community Improvement Program  
Growth Management



Staff to:  
Planning Board  
Heritage Commission  
Millyard Design Review Committee

October 23, 2006

Committee on Lands and Buildings  
City Hall  
One City Hall Plaza  
Manchester, NH 03101

re: *Request to use city owned parcel (TM 105, Lot 8A) on Riverfront Drive for private use*

Honorable Committee Members:

*Background:* The owner(s) of unit 1, Dockside II Condominiums, located at 51 Riverfront Drive, has expressed an interest in installing, for their private use, a 7.25' x 7.25' x 3' hot tub on a vacant, and abutting, city-owned, parcel (TM 105, Lot 8A). Plans for the hot tub indicates that access to an electrical power supply would be needed. The involved city-owned 6,651 s.f. parcel runs about 135 feet along the Merrimack River and is under the jurisdiction of the Highway Department. The applicant suggests that the requested use is based on the need to alleviate a personal medical condition and that the right to use the city-owned land be granted via a revocable license issued by the City.

The City, however, has previously granted, in 2004, a revocable license to the Dockside II Condominium Association to use this property "*solely to mow and maintain the grass and to . . . maintain a gazebo*". The current request by the owner of unit 1 of that Condominium Association appears to conflict with this already existing, and licensed, agreement.

*Disposition:* The Planning Department is comfortable with the existing licensing agreement which benefits all members of the Condominium II Association. In general, licensed personal use of city-owned land may tend to create a precedent which the Committee may wish to avoid.

If there are any questions, staff will be available at the committee meeting.

Sincerely,

Robert S. MacKenzie, AICP  
Director of Planning and Community Development

AE

One City Hall Plaza, Manchester, New Hampshire 03101  
Phone: (603) 624-6450 Fax: (603) 624-6529  
E-mail: [planning@ManchesterNH.gov](mailto:planning@ManchesterNH.gov)  
[www.ManchesterNH.gov](http://www.ManchesterNH.gov)

ENTRANCES OF TM 105, LOT 8A, ON RIVERFRONT DRIVE

TM, TPK, Lot 42  
55 Riverfront Dr.

TM 105, Lot 8A  
City-owned  
(Highway Dept.)  
6,651 s.f.

RIVERFRONT DR.

TM 105, Lot 43  
60 Riverfront Dr.

Dockside II Condos  
at 51 Riverfront Dr.

1. This map prepared by the City of Manchester Planning & Community Development Department (D. Beauchesne) on October 23, 2006.  
2. Aerial photo taken in April, 2003.

0 12.5 25 50 75 100 Feet





## City of Manchester Fire Department

100 Merrimack Street • Manchester, NH 03101-2208  
(603) 669-2256 Business • (603) 669-7707 Fax  
[www.ci.manchester.nh.us](http://www.ci.manchester.nh.us)

Joseph P. Kane  
Chief of Department

25 October 2006

Hon. Henry R. Thibault, Chairman  
Lands and Building Committee  
Board of Mayor and Aldermen  
1 City Hall Plaza  
Manchester, NH 03101

Re: 51 Riverfront Dr.

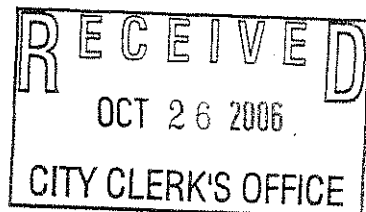
Dear Alderman Thibault,

Please be advised that the Manchester Fire Department has carefully reviewed the application and supporting documentation regarding the installation of a hot tub/spa on City property located at 51 Riverfront Dr.

The Manchester Fire Department has no objections or issues with this request. Please contact this office if you have questions or comments regarding this issue.

Sincerely,

  
David F. Albin  
Deputy Fire Chief



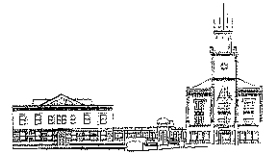
AE

Fire/Ambulance Emergency 9-1-1



# CITY OF MANCHESTER

## Office of the City Clerk



Leo R. Bernier  
City Clerk

Carol A. Johnson  
Deputy City Clerk

Paula L-Kang  
Deputy Clerk  
Administrative Services

Matthew Normand  
Deputy Clerk  
Licensing & Facilities

Patricia Piecuch  
Deputy Clerk  
Financial Administration

Memo To: Members, Committee on Lands and Buildings

From: C. Johnson  
Deputy City Clerk

Date: November 1, 2006

Re: Riverfont Drive – Revocable License location

Pursuant to request by members of the Committee enclosed is information submitted by Robert MacKenzie, Planning Director. As acted upon by the committee, the approval has been forwarded to the Board of Mayor and Aldermen as a report on the November 14<sup>th</sup> agenda.

AE



Robert S. MacKenzie, AICP  
Director

# CITY OF MANCHESTER

## Planning and Community Development

Planning  
Community Improvement Program  
Growth Management



Staff to:  
Planning Board  
Heritage Commission  
Millyard Design Review Committee

October 27, 2006

Honorable Board of Mayor and Aldermen  
City Hall  
One City Hall Plaza  
Manchester, New Hampshire 03101

*re: Lands and Buildings Recommendation on River Front Drive property*

Honorable Board Members:

The Lands and Buildings Committee has forwarded to you a recommendation on a request for improvements on a city owned parcel on River Front Drive. The Committee asked that I provide a plan on where the improvements would be located on the property which I have attached. The committee also discussed the need for a planting buffer, and I have shown suggested locations for plantings which I have also discussed with the property owner making the request.

If you have any questions, I will be available at your next meeting.

Sincerely,

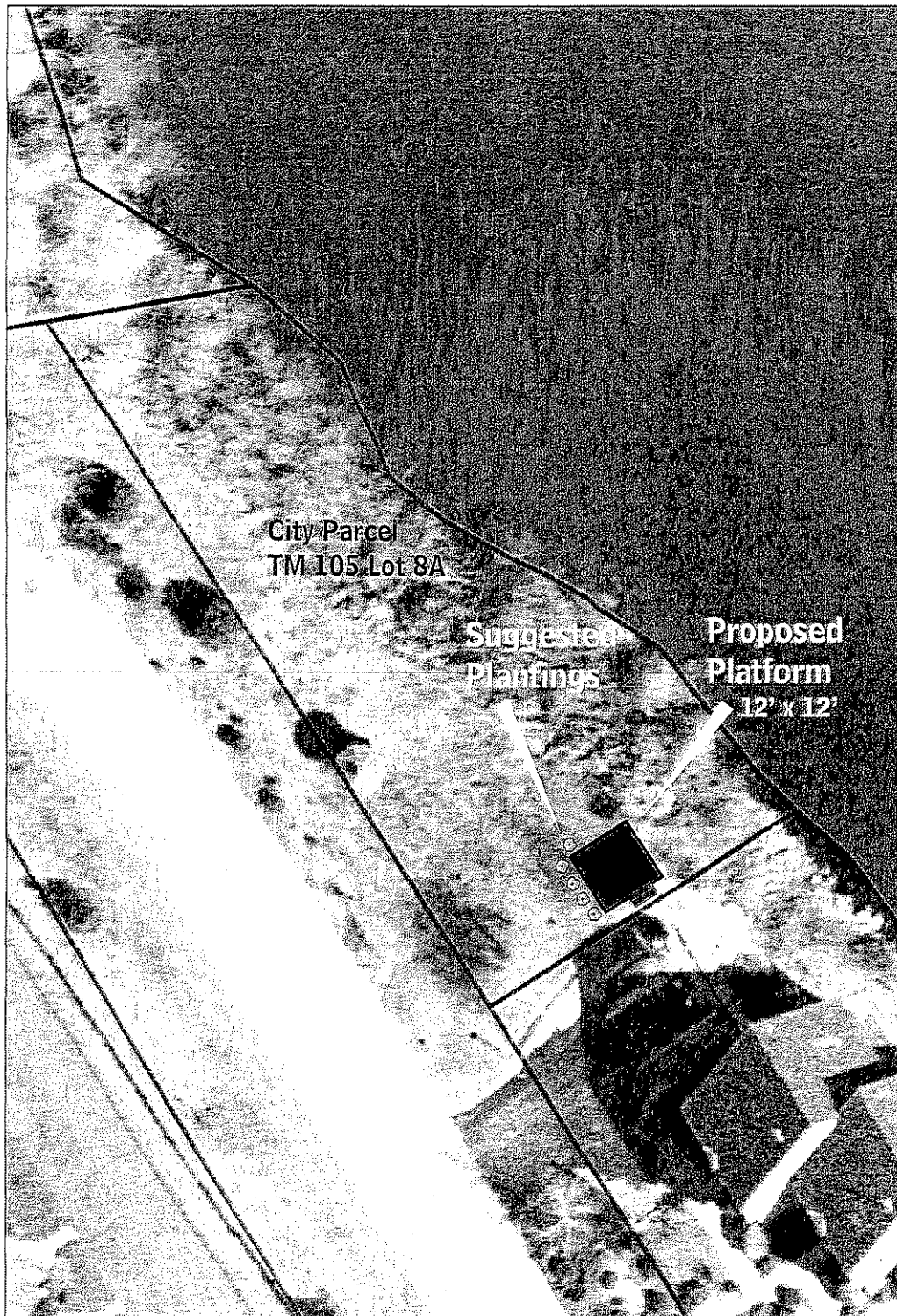
Robert S. MacKenzie, AICP  
Director of Planning & Community Development

C: David Nixon

AE

One City Hall Plaza, Manchester, New Hampshire 03101  
Phone: (603) 624-6450 Fax: (603) 624-6529  
E-mail: [planning@ManchesterNH.gov](mailto:planning@ManchesterNH.gov)  
[www.ManchesterNH.gov](http://www.ManchesterNH.gov)





Scale: 1" = 30'

## Requested Proposal for Riverfront Property

Prepared by Planning & Community Development 10.6.06

A E

## To the Board of Mayor and Aldermen of the City of Manchester:

The Committee on Public Safety and Traffic respectfully recommends, after due and careful consideration, that the following regulations governing standing, stopping, and parking and operation of vehicles, be adopted pursuant to Chapter 70 of the Code of Ordinances of the City of Manchester and put into effect when duly advertised and the districts affected thereby duly posted as required by the provisions of that chapter and chapter 335 of the Sessions Laws of 1951.

### **Section 70.36 Stopping, Standing, or Parking Prohibited**

#### **CROSSWALKS:**

On Clarke Street, east of Elm Street  
On Elm Street, north and south of Clarke Street  
On W. Clarke Street, west of Elm Street  
Alderman Roy

#### **STOP SIGNS:**

On Hayes Avenue at Massabesic Street, NWC  
On Old Falls Road at Massabesic Street, NWC  
On Granite Street at West Street, SWC  
On Alexander Drive at Medford Street, SWC  
On Healion Street at Cranwell Drive, SEC  
On Holt Avenue at Platts Avenue, NWC, NEC  
On Kool Street at Alexander Drive, SEC  
On Kool Street at Medford Street, NWC  
On Medford Street at Cranwell Drive, SEC  
On Medford Street at Kool Street, NEC, SEC

#### **NO RIGHT TURN ON RED:**

On South Willow Street at South Maple Street, Northbound  
Alderman Garrity

AF

**NO PARKING ANYTIME:**

(Emergency Act)

On Cedar Street, south side, from Wilson Street to a point 180 feet west

On Cedar Street, north side, from Wilson Street to a point 95 feet westerly

On Broadway Avenue, east side, from Farmer Street to a point 50 feet southerly

On Bremer Street, north side, from Alsace Street to a point 50 feet westerly

On Tarrytown Road, east side, from Lake Ave., to Hanover Street

On Beacon Street, west side, from Lake Ave., to Spruce Street

On Elm Street, west side, from a point 104 feet south of Kidder Street to West Bridge Street

**RESCIND NO PARKING ANYTIME:**

(Emergency Act)

On Cedar Street, north side, from a point 70 feet west of Wilson Street to a point 25 feet west (ORD. 8364)

On Tarrytown Road, east side, from Lake Ave., to a point 265 feet north (Ord.6188)

**NO PARKING LOADING ZONE:**

On Cartier Street, east side, from a point 30 feet south of Putnam Street to a point 30 feet southerly – Emergency Act

**RESCIND NO PARKING TOW ZONE (ANYTIME):**

On Elm Street, west side, from W. Kidder Street to W. Bridge Street (Ord. 3002)

**TWO HOUR PARKING METERS:**

On Elm Street, west side, from a point 20 feet south of Kidder Street to a point 84 feet southerly (4 spaces)

**NO THRU TRAFFIC: 7:00 AM – 3:00 PM/DURING SCHOOL HOURS**

On Green Street south Back Street, from Beech Street to Union Street Westbound

AF




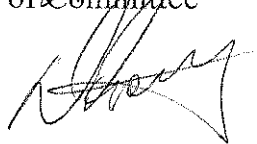
**REPEALING PROVISIONS**

That all rules and regulations now in effect in accordance with the provisions of an Ordinance "Chapter 70 Motor Vehicles and Traffic" as adopted August 6, 2002, with subsequent amendments thereto and inconsistent with the traffic rules and regulations herein adopted be repealed.

*(Unanimous vote)*

Respectfully submitted,

  
Clerk of Committee



A F


**To the Board of Mayor and Aldermen of the City of Manchester:**

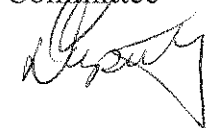
The Committee on Community Improvement respectfully recommends, after due and careful consideration, that the Board of Mayor and Aldermen adopt the provisions of RSA 79-E and for such purpose a resolution is submitted.

The Committee notes that it has requested the Planning Director to review the matter in detail and provide a report to the Board regarding potential districts for the November 14<sup>th</sup> meeting.

*(Unanimous)*

Respectfully submitted,

  
Clerk of Committee



# TITLE V TAXATION

## CHAPTER 79-E COMMUNITY REVITALIZATION TAX RELIEF INCENTIVE

### Section 79-E:1

#### **79-E:1 Declaration of Public Benefit. –**

I. It is declared to be a public benefit to enhance downtowns and town centers with respect to economic activity, cultural and historic character, sense of community, and in-town residential uses that contribute to economic and social vitality.

II. It is further declared to be a public benefit to encourage the rehabilitation of the many underutilized structures in urban and town centers as a means of encouraging growth of economic, residential, and municipal uses in a more compact pattern, in accordance with RSA 9-B.

III. Short-term property assessment tax relief and a related covenant to protect public benefit as provided under this chapter are considered to provide a demonstrated public benefit if they encourage substantial rehabilitation and use of qualifying structures as defined in this chapter.

**Source.** 2006, 167:1, eff. April 1, 2006.

### Section 79-E:2

#### **79-E:2 Definitions. –** In this chapter:

I. "'Qualifying structure" means a building located in a district officially designated in a municipality's master plan, or by zoning ordinance, as a downtown, town center, central business district, or village center, or, where no such designation has been made, in a geographic area which, as a result of its compact development patterns and uses, is identified by the governing body as the downtown, town center, or village center for purposes of this chapter.

II. "'Substantial rehabilitation" means rehabilitation of a qualifying structure which costs at least 15 percent of the pre-rehabilitation assessed valuation or at least \$75,000, whichever is less.

III. "'Tax relief" means that for a period of time determined by a local governing body in accordance with this chapter, the property tax on a qualifying structure shall not increase as a result of the substantial rehabilitation thereof.

IV. "'Tax relief period" means the finite period of time during which the tax relief will be effective, as determined by a local governing body pursuant to RSA 79-E:5.

**Source.** 2006, 167:1, eff. April 1, 2006.

### Section 79-E:3

#### **79-E:3 Adoption of Community Revitalization Tax Relief Incentive Program –**

I. Any city or town may adopt the provisions of this chapter by voting whether to accept for consideration requests for community revitalization tax relief incentives. Any city or town may do so by following the procedures in this section.

18

II. In a town, other than a town that has adopted a charter pursuant to RSA 49-D, the question shall be placed on the warrant of a special or annual town meeting, by the governing body or by petition under RSA 39:3.

III. In a city or town that has adopted a charter under RSA 49-C or RSA 49-D, the legislative body may consider and act upon the question in accordance with its normal procedures for passage of resolutions, ordinances, and other legislation. In the alternative, the legislative body of such municipality may vote to place the question on the official ballot for any regular municipal election.

IV. If a majority of those voting on the question vote "yes," applications for community revitalization tax relief incentives may be accepted and considered by the local governing body at any time thereafter, subject to the provisions of paragraph VI of this section.

V. If the question is not approved, the question may later be voted on according to the provisions of paragraph II or III of this section, whichever applies.

VI. The local governing body of any town or city that has adopted this program may consider rescinding its action in the manner described in paragraph II or III of this section, whichever applies. A vote terminating the acceptance and consideration of such applications shall have no effect on incentives previously granted by the city or town, nor shall it terminate consideration of applications submitted prior to the date of such vote.

**Source.** 2006, 167:1, eff. April 1, 2006.

## Section 79-E:4

### 79-E:4 Community Revitalization Tax Relief Incentive. —

I. An owner of a qualifying structure who intends to substantially rehabilitate such structure may apply to the governing body of the municipality in which the property is located for tax relief. The applicant shall include the address of the property, a description of the intended rehabilitation, any changes in use of the property resulting from the rehabilitation, and an application fee.

II. Upon receipt of an application, the governing body shall hold a duly noticed public hearing to take place no later than 60 days from receipt of the application, to determine whether the structure at issue is a qualifying structure; whether the proposed rehabilitation qualifies as substantial rehabilitation; and whether there is a public benefit to granting the requested tax relief and, if so, for what duration.

III. No later than 45 days after the public hearing, the governing body shall render a decision granting or denying the requested tax relief and, if so granting, establishing the tax relief period.

IV. (a) The governing body may grant the tax relief, provided:

(1) The governing body finds a public benefit under RSA 79-E:7; and

(2) The specific public benefit is preserved through a covenant under RSA 79-E:8; and

(3) The governing body finds that the proposed use is consistent with the municipality's master plan or development regulations.

(b) If the governing body grants the tax relief, the governing body shall identify the specific public benefit achieved under RSA 79-E:7, and shall determine the precise terms and duration of the covenant to preserve the public benefit under RSA 79-E:8.

V. If the governing body, in its discretion, denies the application for tax relief, such denial shall be accompanied by a written explanation. The governing body's decision may be appealed either to the board of tax and land appeals or the superior court in the same manner as provided for appeals of current use classification pursuant to RSA 79-A:9 or 79-A:11 provided, however, that such denial shall be deemed discretionary and shall not be set aside by the board of tax and land appeals or the superior court except for bad faith or discrimination.

**Source.** 2006, 167:1, eff. April 1, 2006.

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### Section 79-E:5

#### **79-E:5 Duration of Tax Relief Period. –**

- I. The governing body may grant such tax assessment relief for a period of up to 5 years, beginning with the completion of the substantial rehabilitation.
- II. The governing body may, in its discretion, add up to an additional 2 years of tax relief for a project that results in new residential units and up to 4 years for a project that includes affordable housing.
- III. The governing body may, in its discretion, add up to an additional 4 years of tax relief for the substantial rehabilitation of a qualifying structure that is listed on or determined eligible for listing on the National Register of Historic Places, state register of historic places, or is located within and important to a locally designated historic district, provided that the substantial rehabilitation is conducted in accordance with the U.S. Secretary of Interior's Standards for Rehabilitation.

**Source.** 2006, 167:1, eff. April 1, 2006.

### Section 79-E:6

**79-E:6 Resumption of Full Tax Liability. –** Upon expiration of the tax relief period, the property shall be taxed at its market value in accordance with RSA 75:1.

**Source.** 2006, 167:1, eff. April 1, 2006.

### Section 79-E:7

**79-E:7 Public Benefit. –** The proposed substantial rehabilitation must provide at least one of the following public benefits in order to qualify for tax relief under this chapter:

- I. It enhances the economic vitality of the downtown;
- II. It enhances and improves a structure that is culturally or historically important on a local, regional, state, or national level, either independently or within the context of an historic district, town center, or village center in which the building is located;
- III. It promotes development of municipal centers, providing for efficiency, safety, and a greater sense of community, consistent with RSA 9-B; or
- IV. It increases residential housing in urban or town centers.

**Source.** 2006, 167:1, eff. April 1, 2006.

### Section 79-E:8

#### **79-E:8 Covenant to Protect Public Benefit. –**

- I. Tax relief for the substantial rehabilitation of a qualifying structure shall be effective only after a property owner grants to the municipality a covenant ensuring that the structure shall be maintained and used in a manner that furthers the public benefits for which the tax relief was granted.
- II. The covenant shall be coextensive with the tax relief period. The covenant may, if required by the governing body, be effective for a period of time up to twice the duration of the tax relief period.
- III. The covenant shall include provisions requiring the property owner to obtain casualty insurance, and flood insurance if appropriate. The covenant may include, at the governing body's sole discretion, a lien against proceeds from casualty and flood insurance claims for the purpose of ensuring proper restoration or demolition of damaged structures and property. If the property owner has not begun the process of restoration, rebuilding, or demolition of such structure within one year following damage or destruction, the property owner shall be subject to the termination of provisions set forth in RSA 79-E:9,

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I.

IV. The local governing body shall provide for the recording of the covenant to protect public benefit with the registry of deeds. It shall be a burden upon the property and shall bind all transferees and assignees of such property.

V. The applicant shall pay any reasonable expenses incurred by the municipality in the drafting, review, and/or execution of the covenant. The applicant also shall be responsible for the cost of recording the covenant.

**Source.** 2006, 167:1, eff. April 1, 2006.

### Section 79-E:9

#### **79-E:9 Termination of Covenant; Reduction of Tax Relief; Penalty. –**

I. If the owner fails to maintain or utilize the building according to the terms of the covenant, or fails to restore, rebuild, or demolish the structure following damage or destruction as provided in RSA 79-E:8, III, the governing body shall, after a duly noticed public hearing, determine whether and to what extent the public benefit of the rehabilitation has been diminished and shall determine whether to terminate or reduce the tax relief period in accordance with such determination. If the covenant is terminated, the governing body shall assess all taxes to the owner as though no tax relief was granted, with interest in accordance with paragraph II.

II. Any tax payment required under paragraph I shall be payable according to the following procedure:

(a) The commissioner of the department of revenue administration shall prescribe and issue forms to the local assessing officials for the payment due, which shall provide a description of the property, the market value assessment according to RSA 75:1, and the amount payable.

(b) The prescribed form shall be prepared in quadruplicate. The original, duplicate, and triplicate copy of the form shall be given to the collector of taxes for collection of the payment along with a special tax warrant authorizing the collector to collect the payment under the warrant. The quadruplicate copy of the form shall be retained by the local assessing officials for their records.

(c) Upon receipt of the special tax warrant and prescribed forms, the tax collector shall mail the duplicate copy of the tax bill to the owner responsible for the tax as the notice of payment.

(d) Payment shall be due not later than 30 days after the mailing of the bill. Interest at the rate of 18 percent per annum shall be due thereafter on any amount not paid within the 30-day period. Interest at 12 percent per annum shall be charged upon all taxes that would have been due and payable on or before December 1 of each tax year as if no tax relief had been granted.

**Source.** 2006, 167:1, eff. April 1, 2006.

### Section 79-E:10

**79-E:10 Lien for Unpaid Taxes. –** The real estate of every person shall be held for the taxes levied pursuant to RSA 79-E:9.

**Source.** 2006, 167:1, eff. April 1, 2006.

### Section 79-E:11

**79-E:11 Enforcement. –** All taxes levied pursuant to RSA 79-E:9 which are not paid when due shall be collected in the same manner as provided in RSA 80:1-80:42-a.

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**Source.** 2006, 167:1, eff. April 1, 2006.

### Section 79-E:12

**79-E:12 Rulemaking.** – The commissioner of the department of revenue administration shall adopt rules, pursuant to RSA 541-A, relative to the payment and collection procedures under RSA 79-E:9.

**Source.** 2006, 167:1, eff. April 1, 2006.

### Section 79-E:13

#### **79-E:13 Extent of Tax Relief. –**

I. Tax relief granted under this chapter shall pertain only to assessment increases attributable to the substantial rehabilitation performed under the conditions approved by the governing body and not to those increases attributable to other factors including but not limited to market forces; or

II. Tax relief granted under this chapter shall be calculated on the value in excess of the original assessed value. Original assessed value shall mean the value of the qualifying structure assessed at the time the governing body approves the application for tax relief and the owner grants to the municipality the covenant to protect public benefit as required in this chapter.

**Source.** 2006, 167:1, eff. April 1, 2006.

### Section 79-E:14

**79-E:14 Other Programs.** – The provisions of this chapter shall not apply to properties whose rehabilitation or construction is subsidized by state or federal grants or funds that do not need to be repaid totaling more than 50 percent of construction costs from state or federal programs.

**Source.** 2006, 167:1, eff. April 1, 2006.

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## Manchester Economic Development Office

### RSA 79-E, Community Revitalization Tax Relief Incentive: Fact Sheet

This legislation encourages investment in central business districts, neighborhood business districts, downtowns, and village centers. Its goal is to *encourage the rehabilitation and active reuse of under-utilized buildings* and, in so doing, to

- promote strong local economies and,
- promote smart, sustainable growth, as an alternative to sprawl, in accordance with the purpose and objectives of RSA Ch. 9-B (State Economic Growth, Resource Protection, and Planning Policy).

#### How it works:

- In a municipality that has adopted this enabling legislation, a property owner who wants to substantially rehabilitate a building located in a designated district may apply to the local governing body for a period of temporary tax relief.
- The temporary tax relief, if granted, would consist of a finite period of time during which the property tax on the structure would not increase as a result of its substantial rehabilitation. In exchange for the relief, the property owner grants a covenant ensuring there is a public benefit to the rehabilitation.
- Following expiration of the finite tax relief period, the structure would be taxed at its full market value taking into account the rehabilitation.

#### The legislation offers strong community process and discretion:

- Any city or town may adopt this program with the majority vote of its legislative body.
- Applications by property owners are made to the governing body and are accompanied by a public notice and public hearing.
- The governing body may grant tax relief if the application meets the guidelines and public benefit test.
- The governing body may deny the application in its discretion: "such denial shall be deemed discretionary and shall not be set aside by the board or tax and land appeals or the superior court except for bad faith or discrimination." (79-E:4 V)

#### Qualifying properties:

A property owner can apply for the tax relief only if:

- The building is located in the community's downtown district (or equivalent neighborhood business district)
- The rehabilitation costs at least 15% of the building's pre-rehab assessed value, or \$75,000, whichever is less, and
- The rehabilitation is consistent with the municipality's master plan or development regulations.



# RSA 79-E Community Revitalization Tax Relief Incentive

Step One: Local Authorization

Board of Selectmen places question on Special or Annual town meeting warrant; may also be placed on warrant by petition (RSA 39:3)

City or Town Council acts upon proposal to allow RSA 79-E tax relief incentives following procedures required by local charter; *or* the question may be placed on a municipal election ballot for voter approval

Town Meeting votes on question to allow RSA 79-E tax relief incentives

Local Governing Body (Selectmen or Council) authorized to grant RSA 79-E tax relief incentives

Step Two: Application Process

Owner of *qualifying structure* intends to *substantially rehabilitate* it

Owner applies to Local Governing Body for tax relief incentive

Local Governing Body holds a *public hearing* within 60 days of application receipt.

1. Is it a qualifying structure? Located in a district designated by zoning or master plan as a downtown; *or* if there is no such designation, in an area determined by the local governing body to be a downtown, based on compact development patterns

2. Is the proposed rehabilitation substantial? Rehab cost  $\geq$  \$75,000 *or* 15% of structure's assessed valuation, whichever is less

3. Is there a public benefit?  
 •Enhances downtown economic vitality;  
 •Improves a culturally or historically important structure;  
 •Promotes downtown development; *or*  
 •Increases downtown housing

Local Governing Body makes a decision within 45 days of the hearing. To grant the tax relief, it must find the following: There is a specifically identified *public benefit*, which will be preserved by a *covenant*; and the proposed use is *consistent* with the local master plan or development regulations

**Approval:** owner shall not be liable for tax increases attributable to the rehabilitation of the structure for a maximum of 5 years; term of relief may be extended an additional 2 years if new housing units are created, or an additional 4 years if the units are affordable; term of relief may be extended an additional 4 years if the structure is historically important (national, state, local)

Denial of application must be accompanied by written explanation; Denial may be appealed to superior court or Board of Tax and Land Appeals

## **RSA-79 E Community Revitalization Tax Relief Incentive Frequently-asked Questions**

### **What is the highest number of years that could be granted for tax relief?**

13 for a substantial rehabilitation that creates affordable housing and meets historic preservation standards

### **What are the historic preservation standards?**

The property must be on, or determined eligible for, the state or national register of historic places. The rehabilitation must be conducted in accordance with the Sec of Interior's Standards for Rehabilitation.

### **Do all in-town properties qualify?**

Properties whose rehabilitation or construction is subsidized by state or federal grants or funds that do not need to be repaid totaling more than 50% of constructions costs are excluded. (79 E-14)

### **Is this really local option? The criteria seem fairly easy to meet.**

How can governing bodies make a decision? Doesn't this offer too much discretion?

- The governing body may deny the application in its discretion: "...such denial shall be deemed discretionary and shall not be set aside by the board or tax and land appeals or the superior court except for bad faith or discrimination." (79-E:4 V)
- Governing bodies are encouraged to seek input from appropriate boards and agencies such as heritage commissions and Main Street organizations when developing its application process and when reviewing applications.

### **Can the program be rescinded?**

Yes, in the same manner in which it was approved. A vote terminating the program will have no effect on the incentives already granted or pending review.

### **About the legal covenant:**

- It should include commitment of owner to maintain property, the entity which will be responsible for monitoring, the terms of the tax relief to be applied, provisions covering release, expiration and enforcement, and..
- It must include provisions requiring the owner to obtain casualty insurance, and flood insurance if appropriate. It may include, at the governing body's discretion, a lien against proceeds from insurance claims for the purpose of ensuring proper restoration or demolition of damaged property.

- Covenant coextensive with the tax relief period. Governing body can require that it be effective for up to twice the duration of the tax relief period
- It is recorded with the registry of deeds and runs with the property.
- It is the responsibility of local authorities to ensure that the terms of the covenant are met.

**Is this an unfunded mandate?**

- The applicant may pay any reasonable costs associated with the development of the covenant. The applicant is responsible for the cost of recording. (79 E:8 V)
- The governing body may deny the application in its discretion: “..such denial shall be deemed discretionary and shall not be set aside by the board or tax and land appeals or the superior court except for bad faith or discrimination.” (79-E:4 V)

**Is the assessed value of the building under RSA 79-E “protected” from the effect of a town-wide revaluation?**

No. Tax relief granted shall pertain only to assessment increases attributable to substantial rehab under conditions approved by the governing body and not those attributable to other factors such as market forces (79-E:13)



Robert S. MacKenzie, AICP  
Director

## CITY OF MANCHESTER

### Planning and Community Development

Planning  
Community Improvement Program  
Growth Management



Staff to:  
Planning Board  
Heritage Commission  
Millyard Design Review Committee

October 28, 2006

Honorable Board of Mayor and Aldermen  
City Hall  
One City Hall Plaza  
Manchester, New Hampshire 03101

*re: Community Revitalization Tax Relief Incentive*

Honorable Board Members:

The CIP Committee is recommending that the Board adopt the provisions of Chapter 79-E, the *Community Revitalization Tax Relief Incentive*. The Committee asked that I provide additional information, particularly as it relates to the districts.

The act allows communities to provide short-term property tax relief on the *increased* taxes from a newly renovated building. There is a two step process. First, a potential structure must be located in a designated district and secondly, the owner must apply for specific approval for relief from the Board of Mayor and Aldermen.

With respect to the district, it appears that our Central Business District as geographically defined in the Zoning Ordinance and, because they are identified as downtown in the 1993 Master Plan, the AMX Millyard District and two R-3 districts which include the Amoskeag Housing areas would be automatically be designated should the Board adopt the provisions of Chapter 79-E. (See attached map)

The ordinance also provides "...where no such designation has been made, in a geographic area which, as a result of its compact development patterns and uses, is identified by the governing body as the downtown, town center, or village center for purposes of this chapter." I believe that several of our neighborhood centers could substantially benefit from the provisions of this act, but I am not sure whether a neighborhood center could qualify under the terminology of the "village center". It would be appropriate to check with the City Solicitor for his opinion on this matter. In the meantime, the Board could proceed with adoption of the Chapter which would qualify the downtown, and neighborhood centers could be added later should they be found to qualify.

In addition to the districts, I would suggest that the Board request the Economic Development Office prepare the following procedures to insure a fair application process:

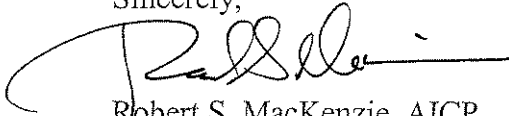
One City Hall Plaza, Manchester, New Hampshire 03101  
Phone: (603) 624-6450 Fax: (603) 624-6529  
E-mail: [planning@ManchesterNH.gov](mailto:planning@ManchesterNH.gov)  
[www.ManchesterNH.gov](http://www.ManchesterNH.gov)

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- 1) An application form with a listing of required materials for each application;
- 2) A suggested time frame for Board approval of each application;
- 3) Criteria for evaluating whether an application should be approved and, if so, the number of years each application would be granted based upon such things as, the need for redevelopment of the property, the extent of redevelopment, and the degree of positive impact on the City;
- 4) A suggested process where multiple owners in the same block would like to complete a comprehensive and coordinated redevelopment; and
- 5) A process whereby the EDO would make a recommendation to an Aldermanic Committee on each application following consultation with the Assessors Office and Planning Director.

If you have any questions, I will be available at your next meeting.

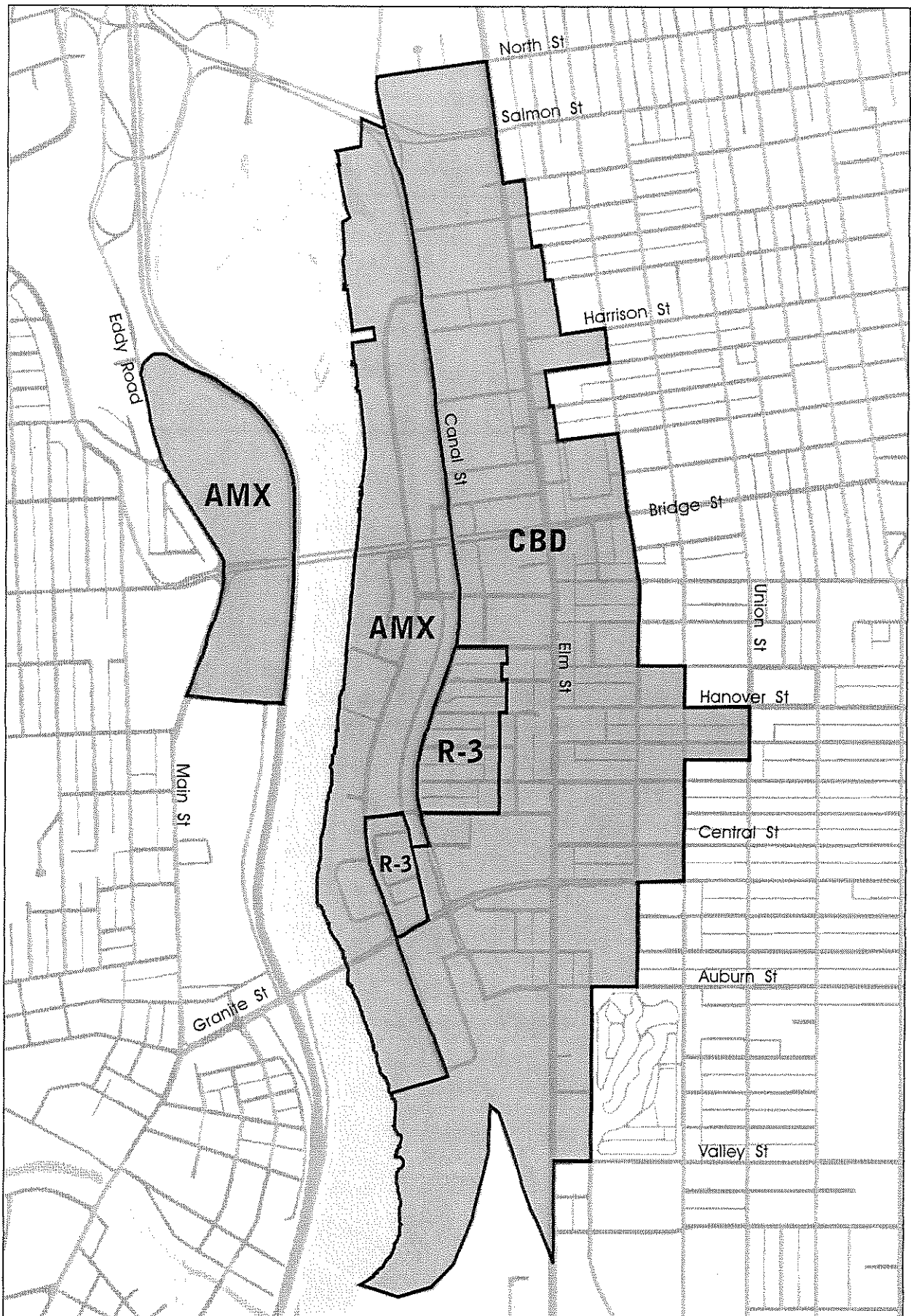
Sincerely,



Robert S. MacKenzie, AICP  
Director of Planning & Community Development

C: Tom Clark

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# CASTAGNA CONSULTING GROUP, LLC

November 3, 2006

The Board of Mayor and Aldermen  
C/o The Office of the Clerk  
One City Hall Plaza  
Manchester, NH 03101

**REFERENCE: Jac-Pac Refrigeration Building**

The Honorable Mayor Frank C. Guinta,  
Lady and Gentlemen of the Board of Aldermen:

I am writing this request for consideration on behalf of my client, Junker Equipment Division, Inc., of Gloucester, Ma. and their customer Portland Shellfish.

About a year ago I approached the Office of Economic Development to inquire about the possibility of removing the refrigeration building on the Jac-Pac site for salvage and reconstruction. The need for this type of facility came as a result of the devastation of Hurricane Katrina. My client and I met several times with Mr. Borek of the Office of Economic Development, and Mr. Edwards of the Manchester Housing and Redevelopment Authority to evaluate the site in order to make a proposal. The initial letter dated November 1, 2005 is attached. After our investigation was complete, it was unfortunately determined that the building could not be salvaged and reconstructed. However, my client was still interested in the equipment in the building.

On August 14, 2006, my client made a formal proposal to purchase the equipment for \$50,000.00. The proposal is attached with pictures.

I have made several inquiries as to the status of the proposal only to find out that it had not traveled through the proper channels for consideration.

I would respectfully submit this proposal for your consideration on behalf of my client. I will be available to answer any questions at your next scheduled meeting on November 14<sup>th</sup>.

Thank you for your attention and consideration of this matter.

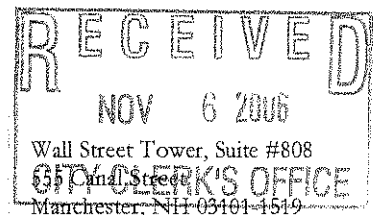
Respectfully Submitted,



Michael J. Castagna  
President

CC: J.E.D.I.

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Phone: 603-625-1912  
Fax: 603-641-6493  
www.castagnaconsultinggroup.com

# J.E.D.I.

**Juncker Equipment Division Inc.**

**PO BOX 739, One State Fish Pier, Gloucester, MA 01930**  
**TEL: 978/281-4555      junckerassociates.com      FAX: 978/281-0867**

To Michael Castagna

From Dick Lowe

Re Equipment located at the old Tyson Facility in Manchester NH

I would like to submit an offer of \$30,000.00 for the equipment shown in the attached photos. The equipment is located at 163 Hancock Street Manchester N.H. This offer is for equipment only and does not include any removal of the structure itself.

After doing a lot of research and receiving quotes for removal of the building it has been determined that it can not be salvaged for reconstruction.

The offer consists of the following:

1. Buyer would pay 50% prior to any equipment removal and balance when removal is completed.
2. Buyer is responsible for all removal costs.
3. Buyer to hire only insured contractors for removal.
4. Buyer responsible for all disconnects electrical and other.
5. Buyer to leave building broom swept clean.
6. Buyer responsible for all shipping cost involved.
7. City of Manchester to provide any needed permits if required.

I would like to add the following for an additional \$15,000.00 = \$50,000.00 to consists of the following

1. All doors
2. All fork trucks
3. Battery removal system
4. All pallet racking

Buyer will be responsible for all removal and securing of any exterior doors that are removed.

Please let me know as soon as you hear something customer would like to get everything out ASAP

If this proposal is accepted we would request a meeting with all parties involved to assure we are all together on the job at hand.

Thanks you and look forward to hearing back from you regarding this matter.

Richard Lowe  
V.P. Equipment Division of Juncker Associates.



**J.E.D.I.****Juncker Equipment Division Inc.**

PO BOX 739, One State Fish Pier, Gloucester, MA 01930  
TEL: 978/281-4555 junckerassociates.com FAX: 978/281-0867

November 1, 2005

**Tyson / Jac Pac Freezer Facility****Removal of Building & Contents****163 Hancock Street****Manchester, NH**

Dear Mike Castagna,

When we first met on Friday (10-14-05), we were told the City of Manchester would like to remove all equipment currently located at 163 Hancock Street, including the structure. We are very fortunate to have a client who is interested and willing to do this. In our estimation, the only cost to the city would be for the permitting required and for any city officials that may need to be present during the dismantling process (i.e. - Fireman for the removal of the sprinkler system). We (J.E.D.I.) would coordinate the complete removal with all contractors and/or sub-contractors involved. All parties would be fully insured to the amount required by the city.

Our proposed timetable would be for the contractors to first start taking down the rack system inside the freezer along with everything else inside the building. This would be done during the winter months. When the weather allows (hopefully in the early spring), the structure would then be dismantled. J.E.D.I. would not be responsible for the removal of the concrete pad (foundation). J.E.D.I. would not be responsible for any 21-E issues. Upon completion, the city will issue a release letter.

We would like assistance from the city with the logistics for the removal of the bridge over the railroad tracks.

This is not the first time J.E.D.I. Equipment has taken on a project such as this one. We have successfully completed three major projects similar to this one in the past three years and would like to provide you with the following references.

**The Great Alaskan Seafood Company (Anchorage, AK)** - Project included marketing and selling the plant equipment, coordinating, dismantling and shipping containers of equipment to South America.

"Seafood Processing Consultants, Food Industry Equipment Brokers & Traders of Fine Frozen Seafood"



**J.E.D.I.****Juncker Equipment Division Inc.**

PO BOX 739, One State Fish Pier, Gloucester, MA 01930  
TEL: 978/281-4555      [junckerassociates.com](http://junckerassociates.com)      FAX: 978/281-0867

Aslanis Seafood (Quincy, MA) – J.E.D.I. was hired to liquidate the entire contents of the production facility. This had to be completed in a four-month period. Equipment was sold and shipped to the buyer within that time frame.

Gorton's of Gloucester (Gloucester, MA) -- Project involved dismantling and shipping equipment from the 20,000 square foot room located on the third floor of the facility. All of the equipment had to be dismantled (mostly from the ceiling of where it was mounted), craned out to the awaiting trucks below and then shipped to their locations.

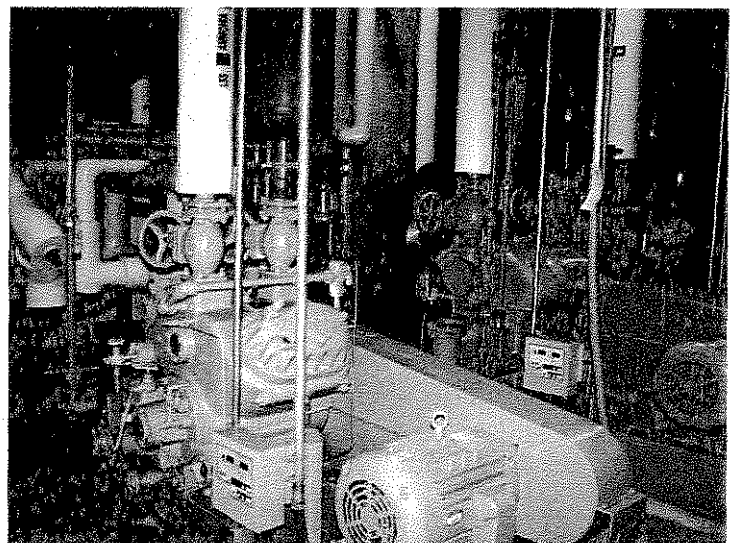
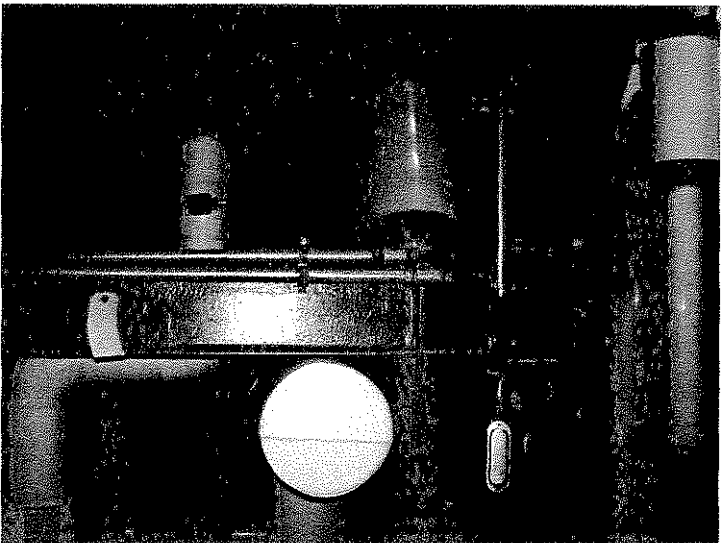
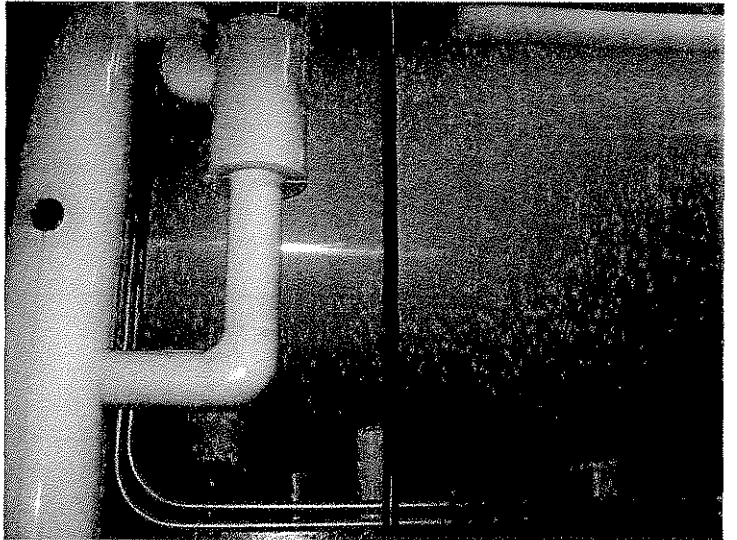
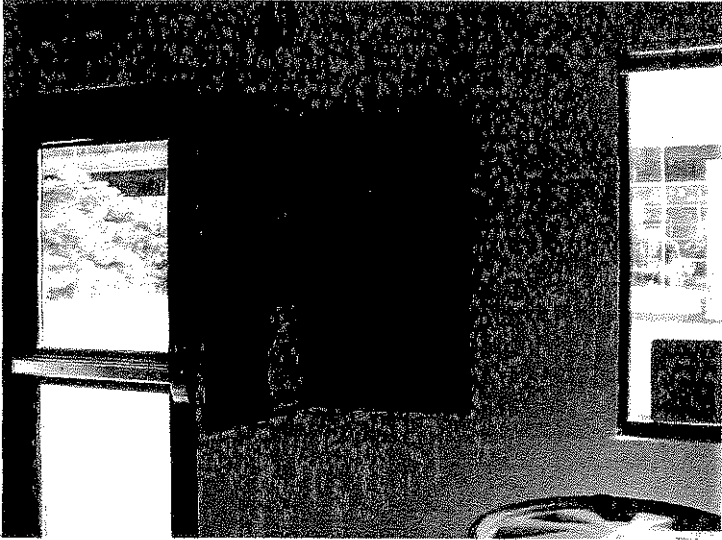
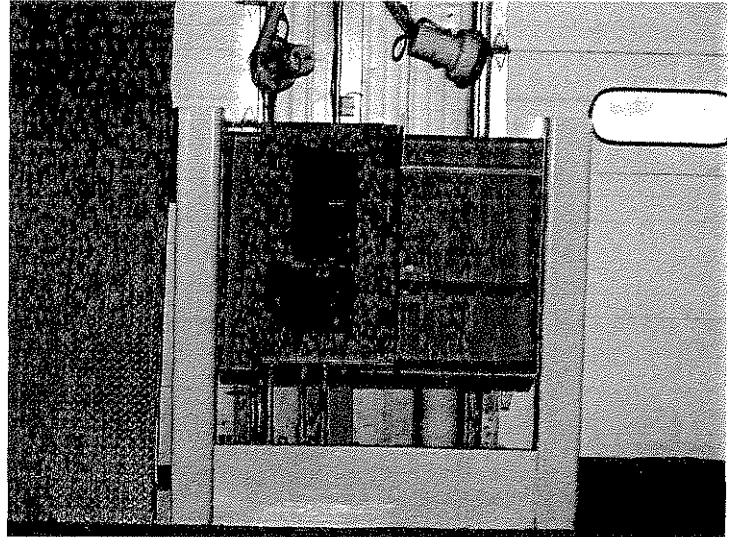
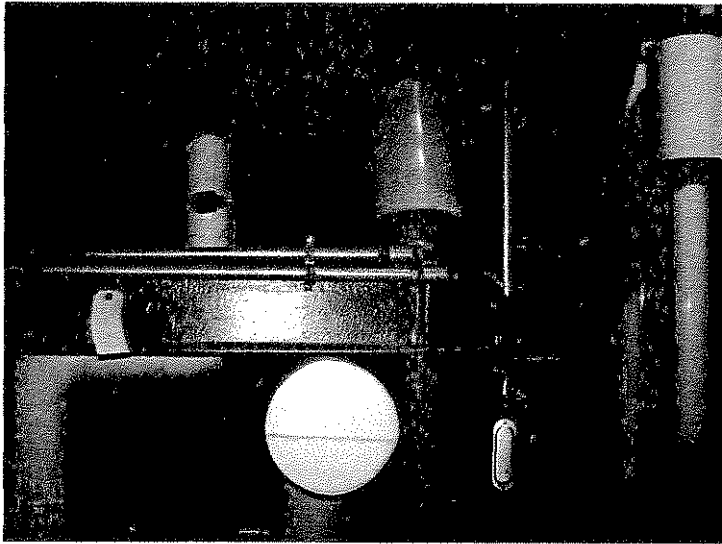
Thank you for your consideration and we look forward to hearing from you.

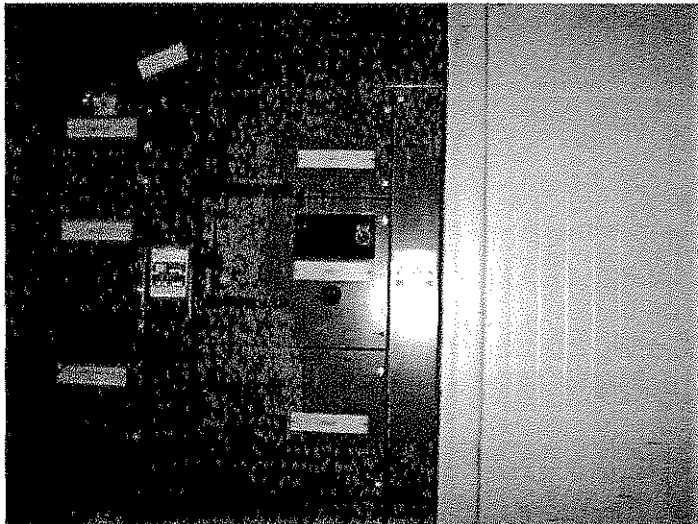
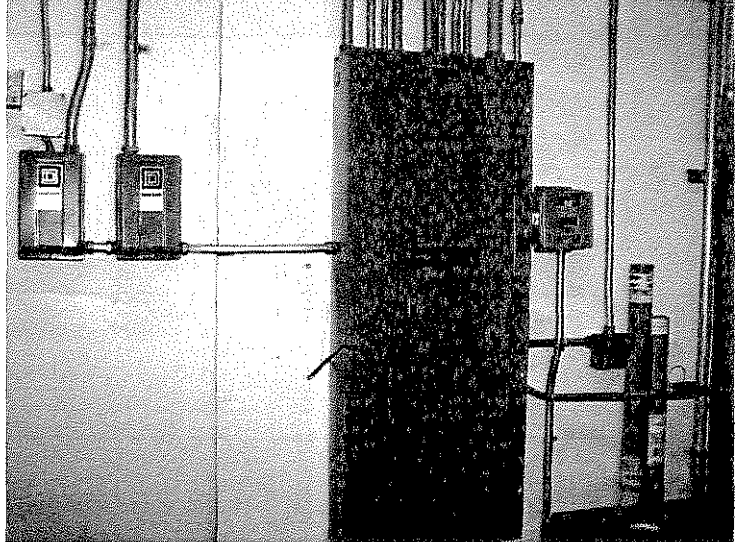
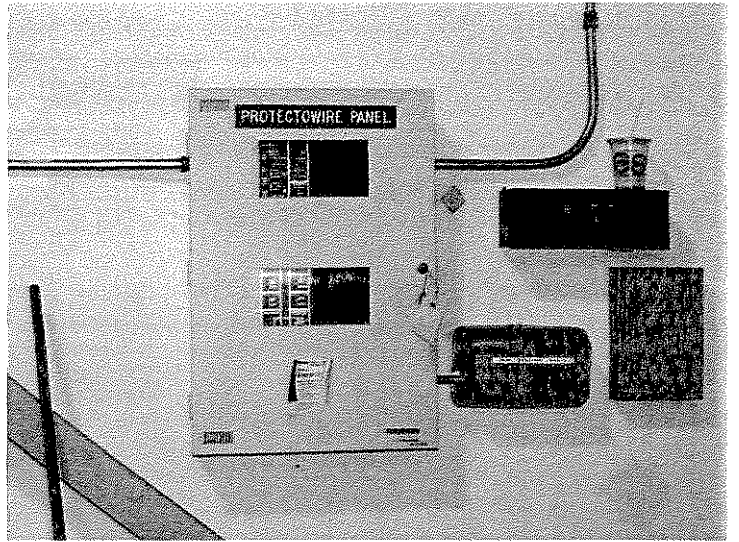
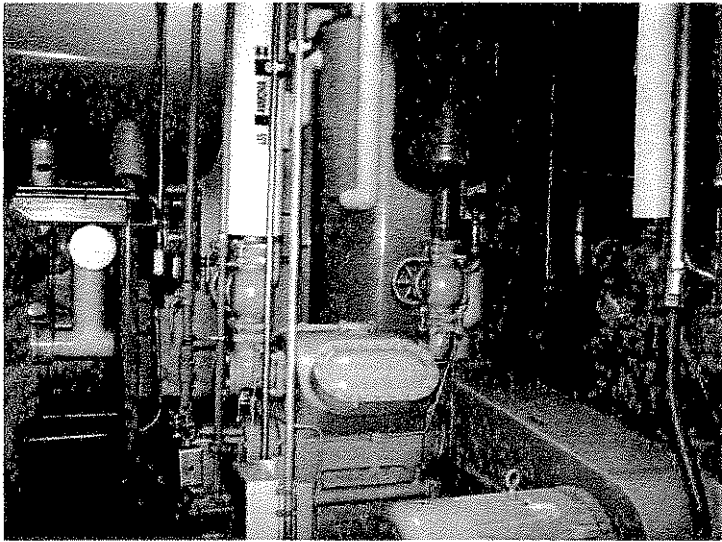
Sincerely,

Richard Lowe – VP Equipment Division  
J.E.D.I. Equipment  
P.O. Box 739  
Gloucester, MA. 0739-01931  
[dick@junckerassociates.com](mailto:dick@junckerassociates.com)  
[www.junckerassociates.com](http://www.junckerassociates.com)

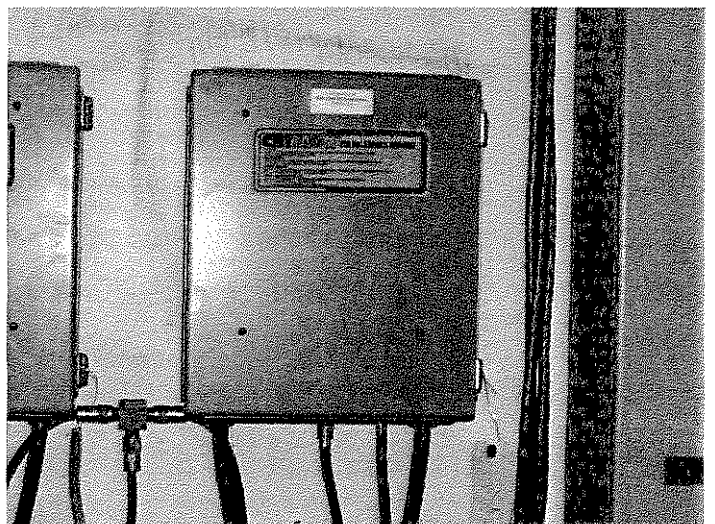
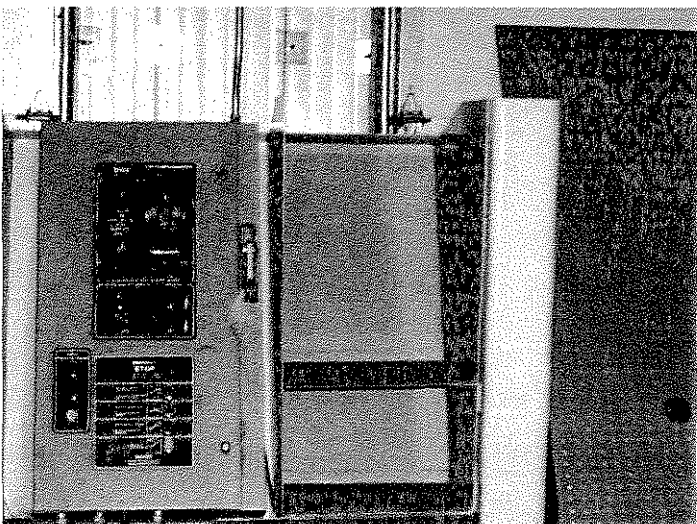
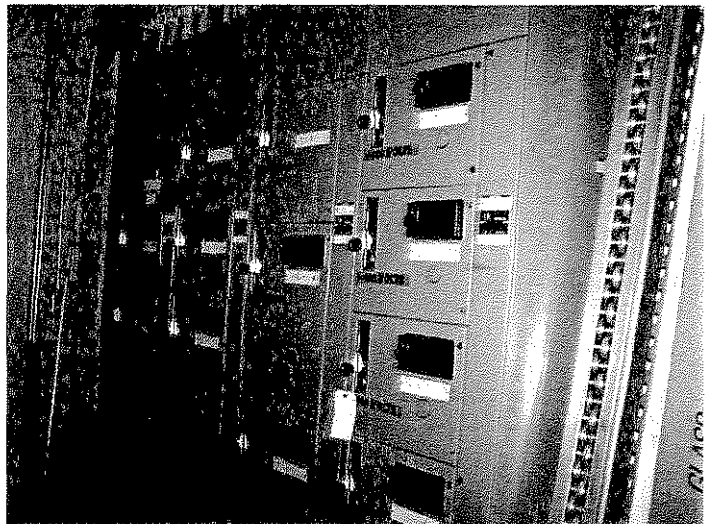
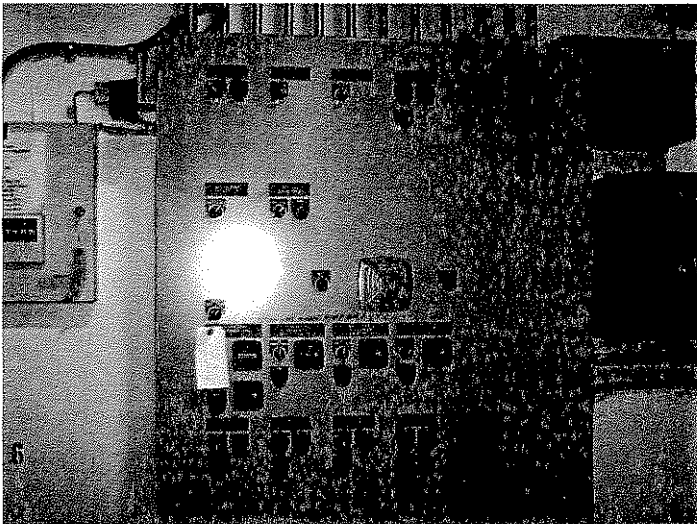
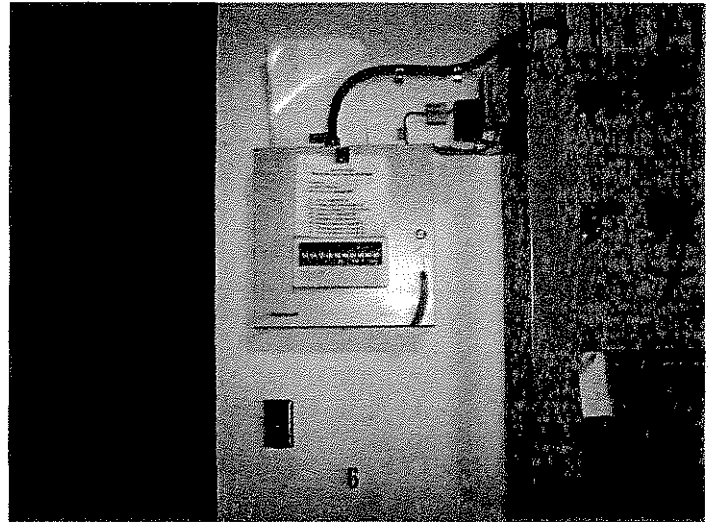
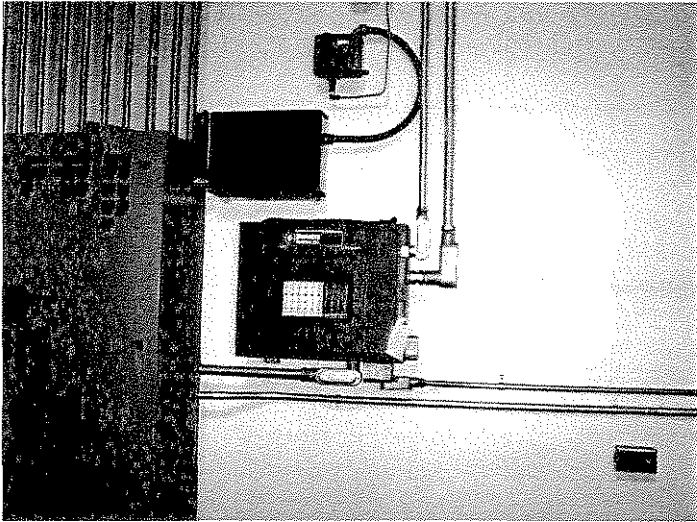
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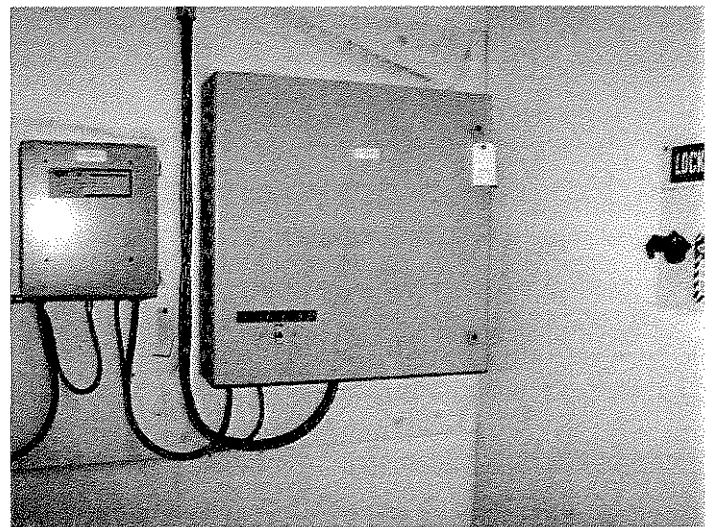
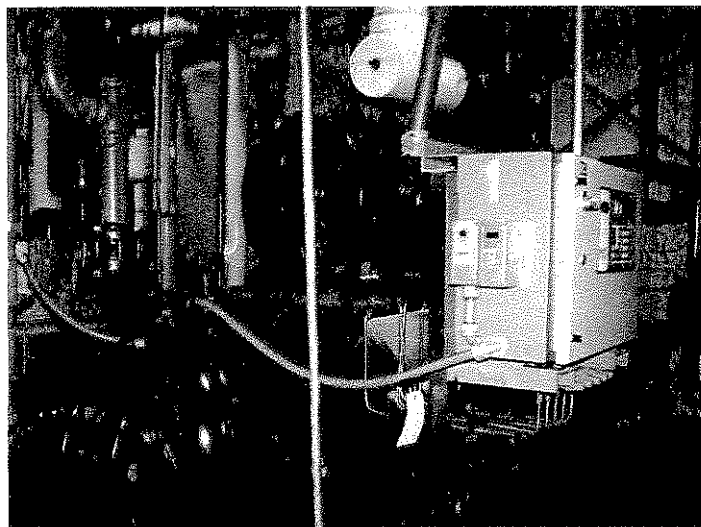
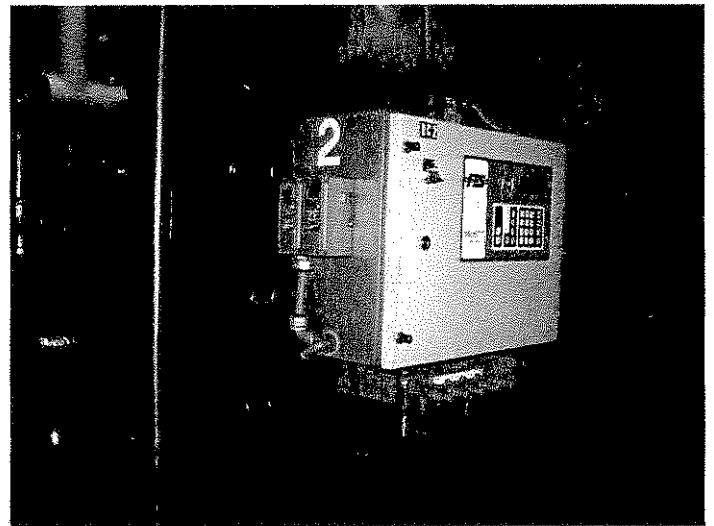
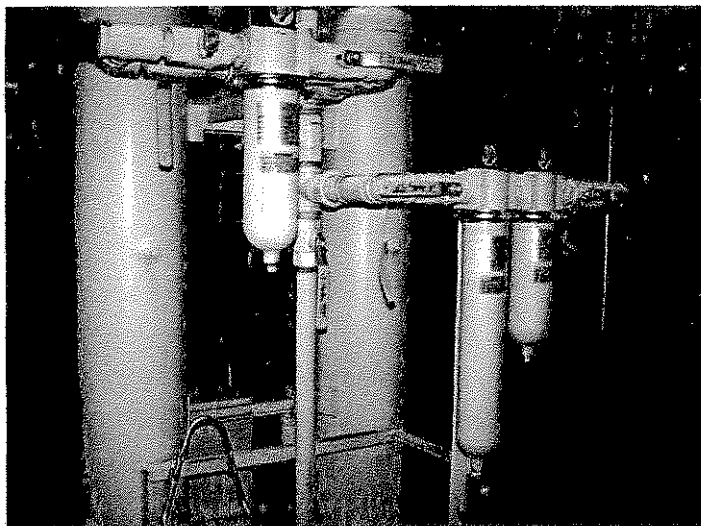
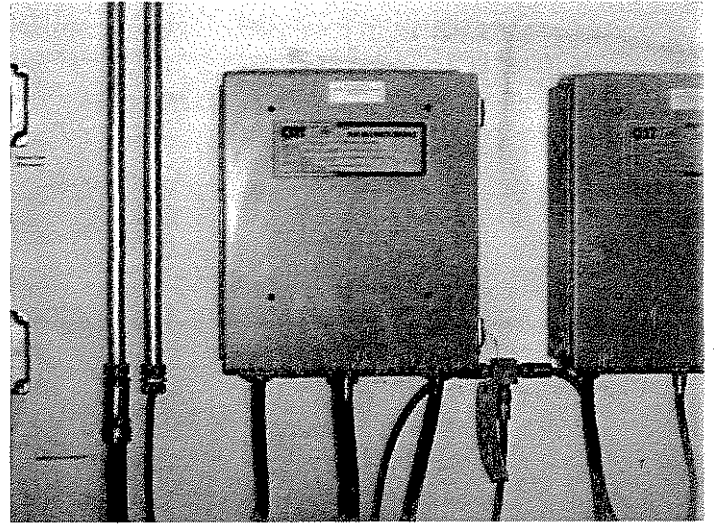
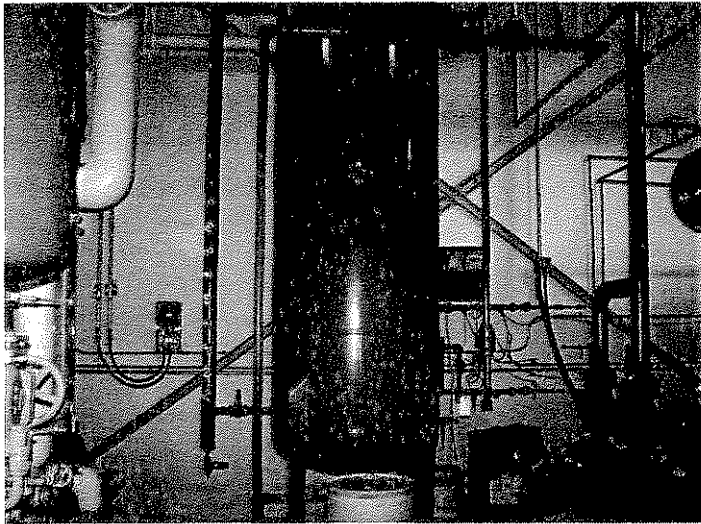
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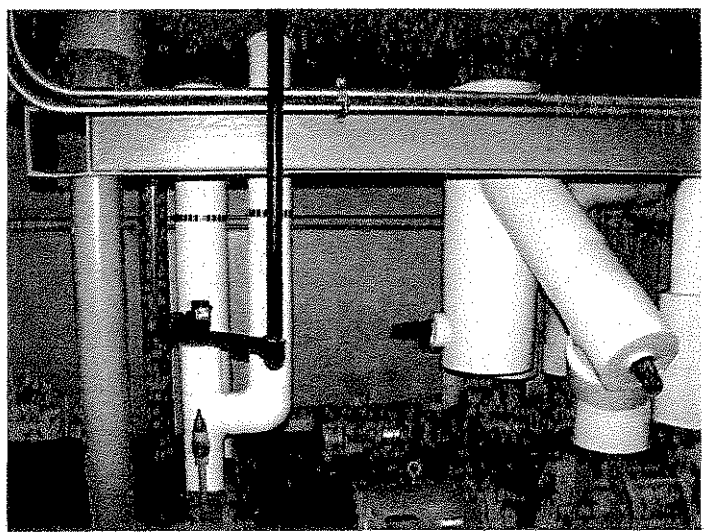
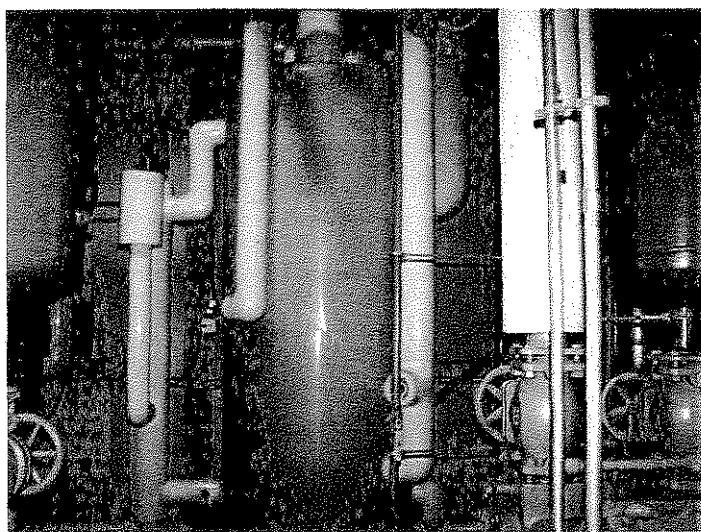
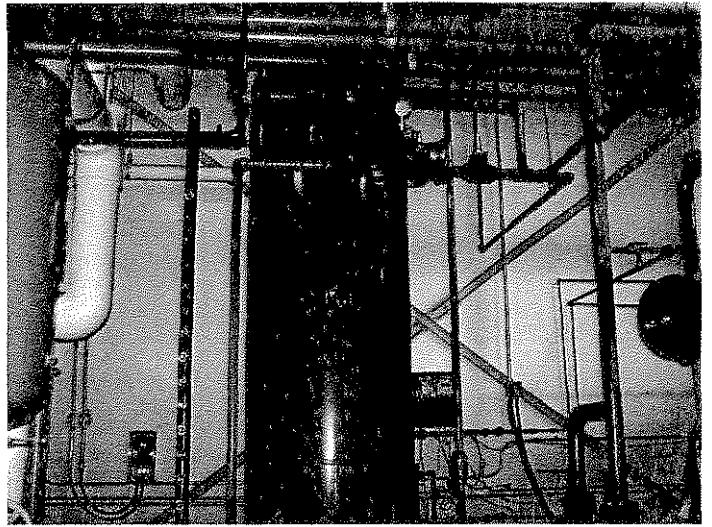
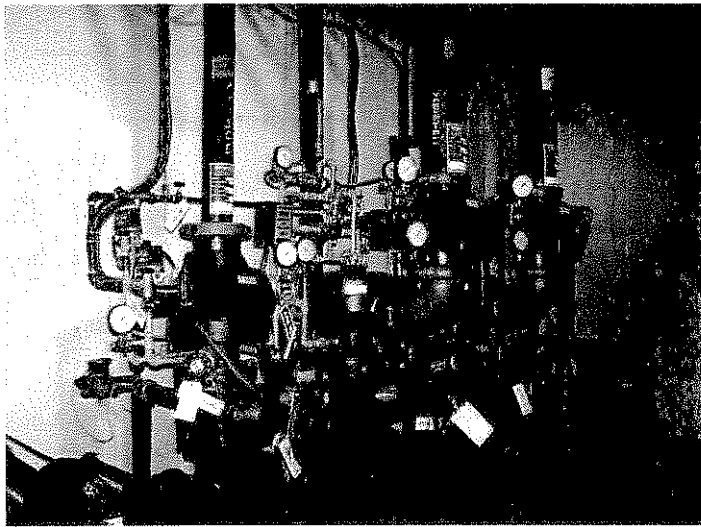
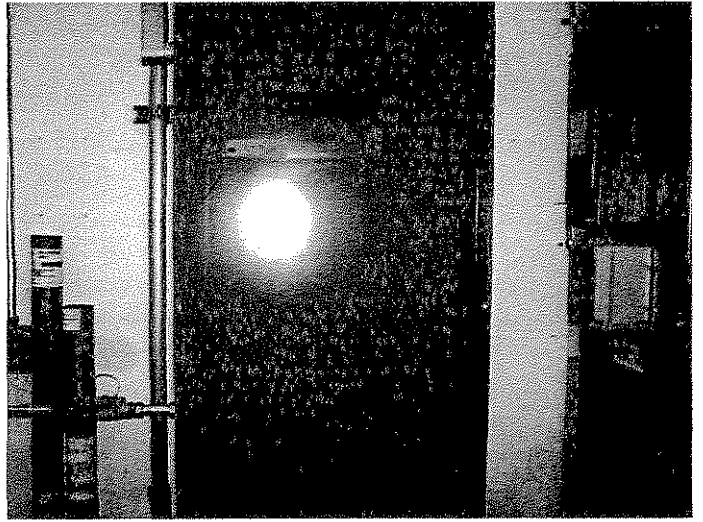
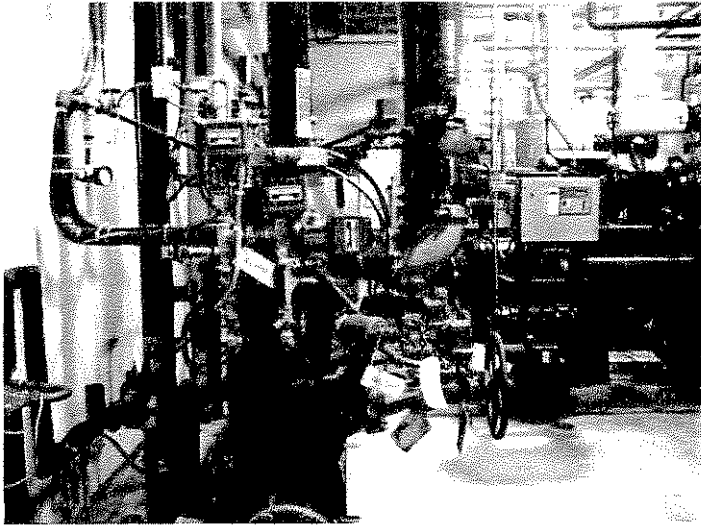




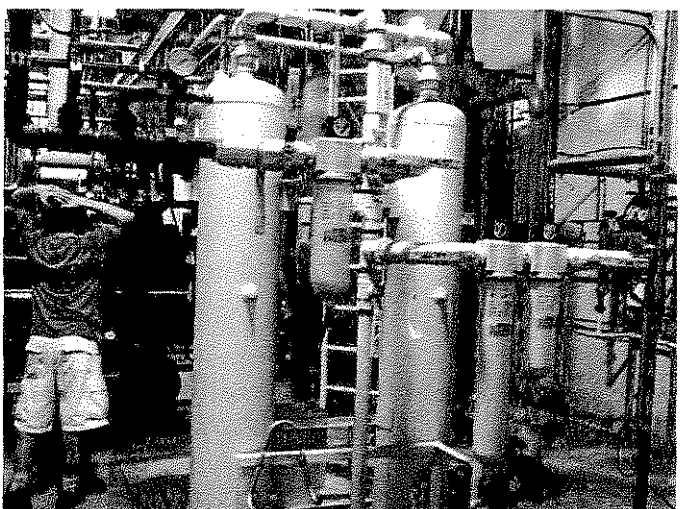
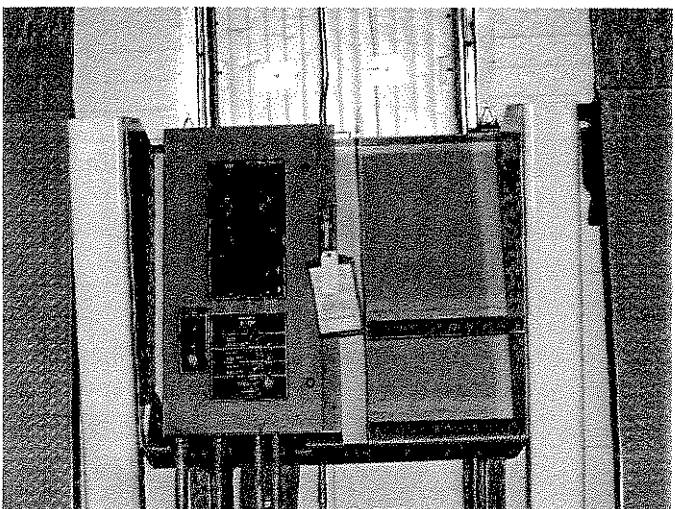
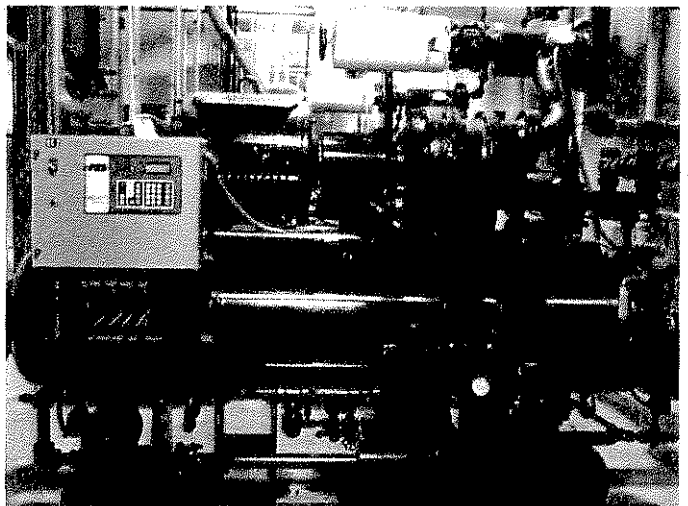
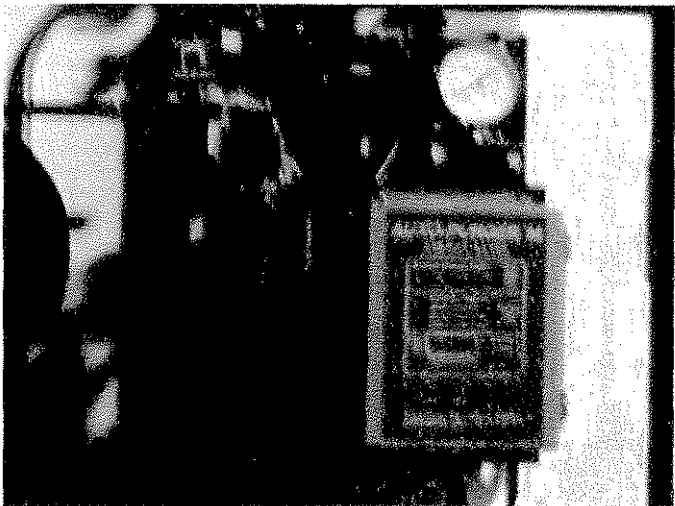
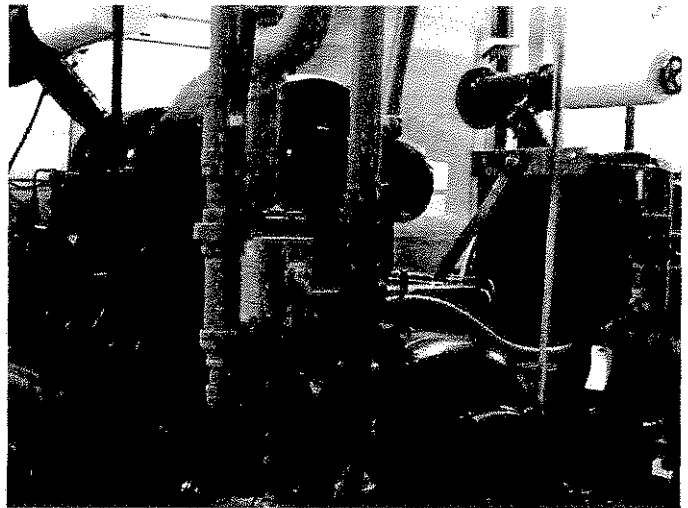
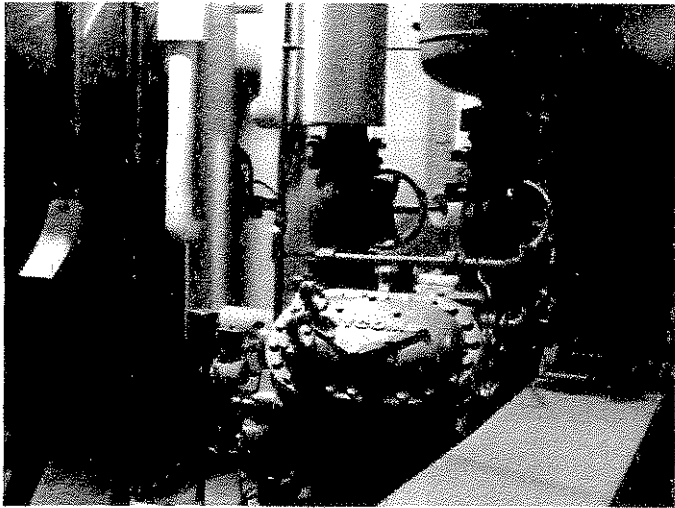




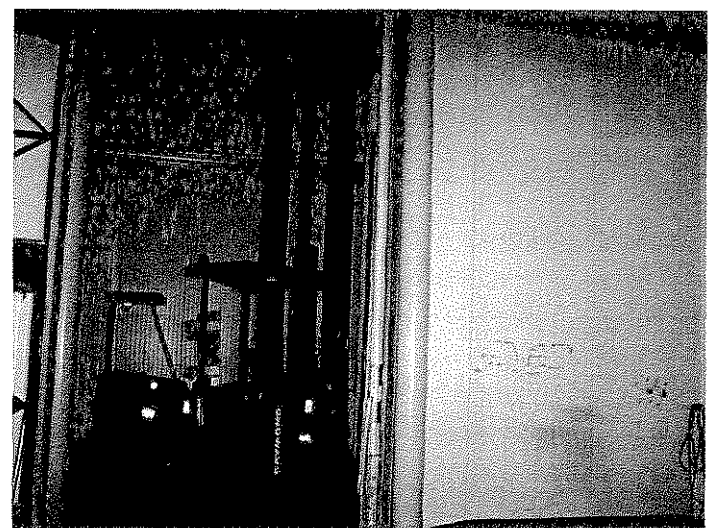
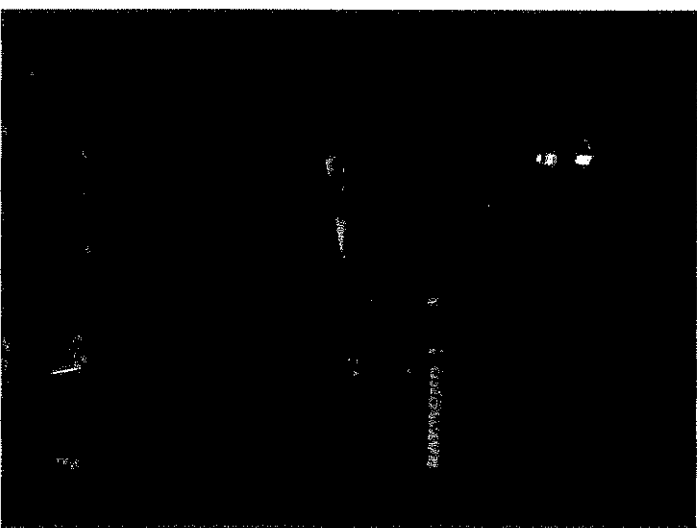
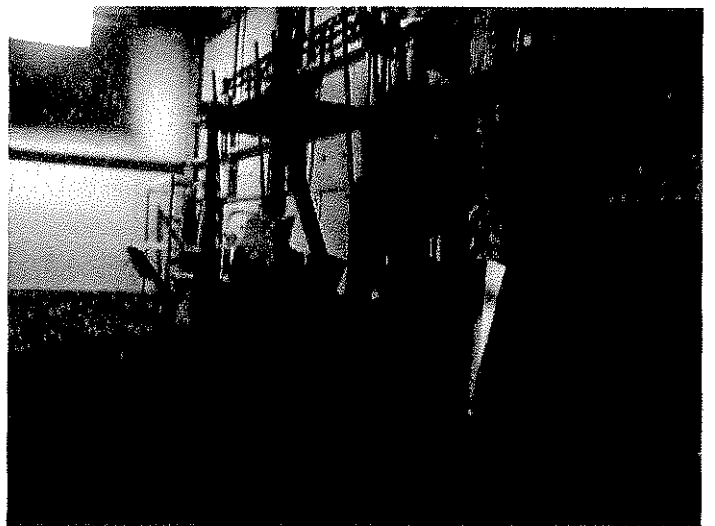
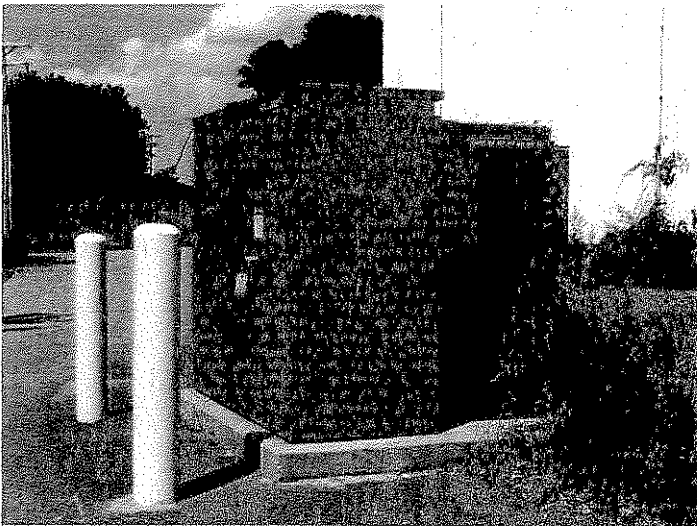
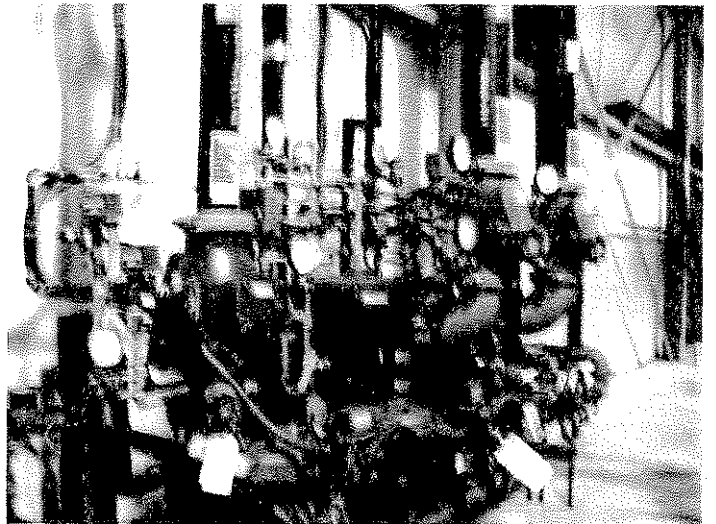
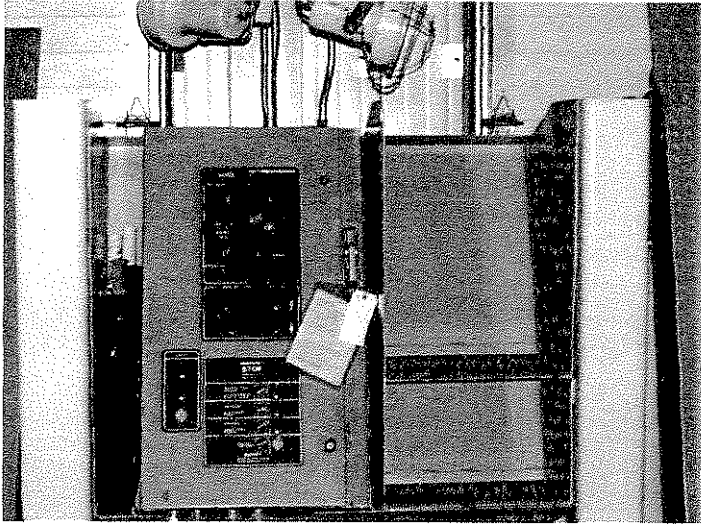


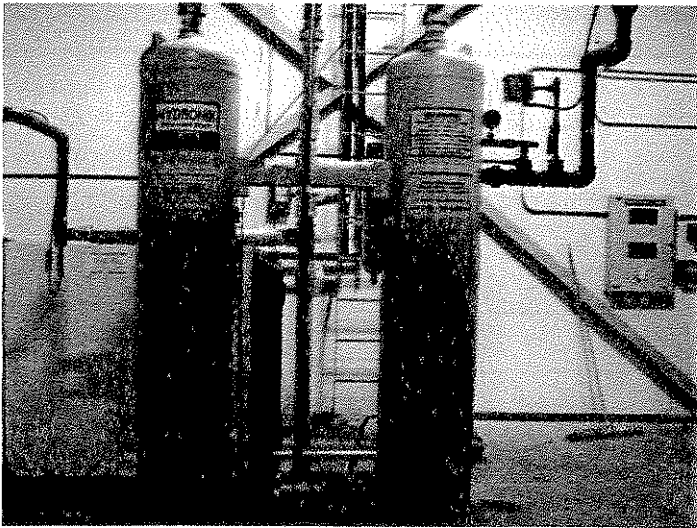
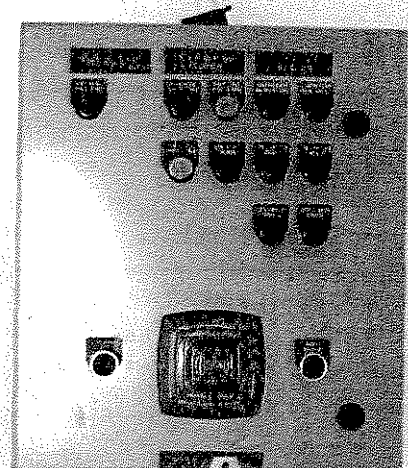
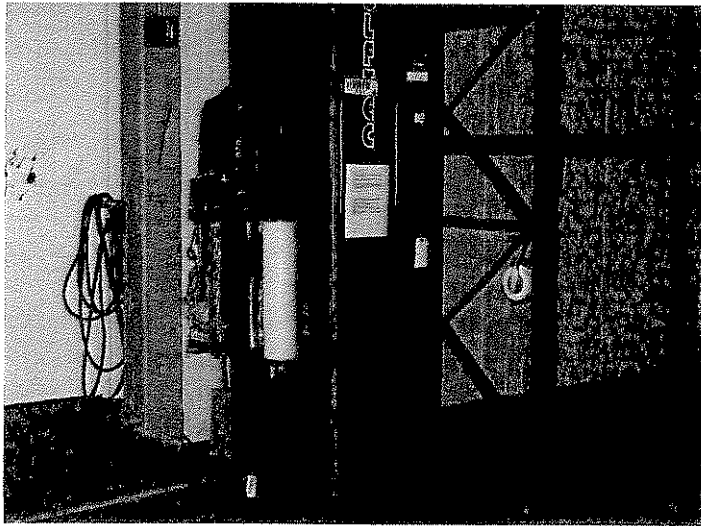












# City of Manchester New Hampshire

*In the year Two Thousand and*

## AN ORDINANCE

"Amending the Building Code of the City of Manchester as adopted in Section 151.01 of the City of Manchester Code of Ordinances by repealing the 1993 BOCA National Plumbing Code and adopting the 2000 edition of the International Plumbing Code as amended by the State of NH Board of Licensing and Regulation of Plumbers and with further amendments contained herein."

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester, as follows:

**SECTION 1.** Certain documents, two (2) copies of each which are on file in the Office of the City Clerk of the City of Manchester being marked and designated as the *2000 International Plumbing Code* as published by the International Code Council, Inc., be and are hereby adopted as the *Plumbing Code* of the City of Manchester in the State of New Hampshire, and each and all of the regulations, provisions, penalties, conditions and terms of said *Plumbing Code* are hereby referred to, adopted and made a part hereof, as if fully set out in this ordinance, with the additions, insertions, deletions and changes prescribed in Section 2 of this Ordinance.

**SECTION 2.** The following sections are hereby amended as follows:  
(Note: Old text shown as struck-through; new text shown italicized.)

### CHAPTER 1 ADMINISTRATION

**101.4.4 Plumbing.** The design and installation of plumbing systems, including sanitary and storm drainage, sanitary facilities, water supplies and storm water and sewage disposal in buildings, shall comply with the provisions of the ~~BOCA National Plumbing Code, 1993~~ *2000 Edition of the International Plumbing Code*. Additional requirements as adopted by the State of New Hampshire ~~Plumbers Licensing Board of Licensing and Regulation of Plumbers (RSA 329-A)~~, and the Sewer Use Ordinance of the City of Manchester, NH shall also be adhered to. Private sewage disposal systems shall meet the requirements of RSA 149-E and the regulations of the Manchester Board of Health.

### CHAPTER 29 PLUMBING SYSTEMS

Delete Section 2901.1 in its entirety, and substitute the following:

**2901.1 Scope:** The design and installation of plumbing systems, including sanitary and storm drainage, sanitary facilities, water supplies and storm water and sewage disposal in buildings, shall comply with the requirements of this chapter and the ~~BOCA International Plumbing Code, 1993~~ *2000 Edition*. Additional requirements as adopted by the State of New Hampshire Plumbers Licensing Board (RSA 329-a), and the Sewer Use Ordinance of the City of Manchester, NH, shall also be adhered to. Private sewage disposal systems shall meet the requirements of RSA 149-E and the regulations of the Manchester Board of Health.

The following amendments shall be made part of the Plumbing Code:

~~2000 International Plumbing Code~~ *International Plumbing Code 2000 Edition*

**Section 312.3 Drainage and Vent Air Test.** Amend by adding to the second sentence:  
"This pressure shall be held for a test period of at least 15 minutes *"by using a low pressure (0-5 lbs.) gauge"*."

21+27

# City of Manchester New Hampshire

*In the year Two Thousand and*

## AN ORDINANCE

"Amending the Building Code of the City of Manchester as adopted in Section 151.01 of the City of Manchester Code of Ordinances by repealing the 1999 National Electrical Code and adopting the 2005 edition of the National Electrical Code; by repealing the 1993 BOCA National Plumbing Code and adopting the 2000 edition of the International Plumbing Code as amended by the State of NH Board of Licensing and Regulation of Plumbers and with further amendments contained herein."

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester,  
as follows:

**Section 419 Urinals.** Amend by adding a new subsection:

*"419.4 Public and Employee Facilities" "Urinals without visible water trap seals shall not be permitted in public or employee restrooms."*

**Section 501.2 Water Heater as Space Heaters.** Amend the first sentence to read as follows:

*"Where a combination potable water heating and space heating system requires water for space heating at temperatures higher than 140° F (60° C), a tempering valve shall be provided to limit the water supplied to the potable hot water distribution system to a temperature of 140° F (60° C) 130° F (54.4° C) maximum."*

**Section 501.6 Water Temperature Control in Piping from Tankless.** Amend the first sentence to read as follows:

*The temperature of water from tankless water heaters shall be a maximum of 140° F (60° C) 130° F (54.4° C) when intended for domestic uses and shall be accomplished with the use of a mixing valve conforming to ASSE 1017.*

**Section 501.8 Temperature Controls.** Amend to read as follows:

*"All hot water storage and supply systems shall be set to a minimum of 140° F (60° C), and shall be equipped with automatic temperature controls and a mixing valve conforming to ASSE1017 to limit the water supplied to the potable hot water distribution system to a temperature of 130° F (54.4° C) maximum."*

**Section 504.1 Antisiphon Devices.** Amend to read as follows:

*"An approved means, such as a cold water "dip" tube with a hole at the top or a "A" vacuum relief valve installed in the cold water supply line above the top of the heater or tank shall be provided to prevent siphoning of any storage water heater or tank.*

**Table 605.4 Water Service Pipe.** Amend line 5 to read as follows:

*Copper or copper-alloy tubing (Type K, WK, L, WL, M OR WM).*

**Table 605.5 Water Distribution Pipe.** Amend line 4 to read as follows:

*Copper or copper-alloy tubing (Type K, WK, L, WL, M or WM).*

**Table 702.2 Underground Building Drainage and Vent Pipe.** Delete lines 5 and 7 in their entirety and amend line 9 to read as follows:

*Copper or copper alloy tubing (Type K, L, M or DWV).*

# City of Manchester New Hampshire

*In the year Two Thousand and*

## AN ORDINANCE

"Amending the Building Code of the City of Manchester as adopted in Section 151.01 of the City of Manchester Code of Ordinances by repealing the 1993 BOCA National Plumbing Code and adopting the 2000 edition of the International Plumbing Code as amended by the State of NH Board of Licensing and Regulation of Plumbers and with further amendments contained herein."

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester, as follows:

**Section 905.6 Vent for Future Fixtures.** Amend by deleting entire paragraph and replacing it with the following:

*"Within any habitable or occupiable spaces at the lowest level of a structure where plumbing fixtures are not installed, there shall be made available an accessible vent connection, not less than 2" in diameter, which is properly connected to the vent system to provide for future venting."*

**Section 912.2 Combination Drain & Vent System.** Amending the first sentence to read as follows:

A combination drain and vent system shall not serve fixtures other than floor drains, standpipes, sinks and lavatories *"and may be installed only when approved by the Authority having jurisdiction."*

**Section 917 Air Admittance Valves.** Delete Sections 917.2 through 917.8 and amend 917.1 to read as follows:

*"Vent systems utilizing air admittance valves shall be allowed only where part of an engineered system designed by an engineer, licensed to practice in New Hampshire, or as approved by the Authority having jurisdiction."*

**SECTION 3.** This Ordinance shall take effect upon its passage.

# City of Manchester New Hampshire

In the year Two Thousand and six

## AN ORDINANCE

"Amending Section 33.054 (B) (2) (Overtime Compensation/Comp Time) of the Code of Ordinances of the City of Manchester."

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester, as follows:

I. Amend Section 33.054 (B) (2), Overtime Compensation/Comp Time, of the Code of Ordinances of the City of Manchester by deleting language stricken (---) and inserting new language as bolded (**bold**). Language of Section 33.054 (B) (2), not struck through or bolded remains unchanged.

### § 33.054 (B) (2) OVERTIME COMPENSATION/COMP TIME

(2) ~~Compensatory time off in lieu of overtime payment shall be at time and one half rate. Such compensatory time earned must be taken within one pay period following the dates earned or request for payment for overtime must be submitted for the employee by the department. Compensatory time shall not be accrued beyond the pay period following the overtime actually worked. Such compensatory time shall be used only to compensate employees who are on a 35 hour standard work week and work more than seven hours per day or more than 35 hours, but not over 40 hours in one week. All overtime worked beyond 40 hours in one week must be paid at the time and one half, except for executive, administrative and professional employees in exempt positions as defined in the administrative regulations.~~

### As Amended by Bills on Second Reading

(2) **Compensatory time off in lieu of overtime payment shall be at time and one half rate except for executive, administrative and professional employees in exempt positions. The maximum amount of compensatory time that may be accrued is 80 hours. When a Department Head shall determine that there is a need for overtime, he shall offer affected employees the option of accruing compensatory time or being paid over time if funds are available. Compensatory time off may be granted when it least interferes with the efficient operation of the Department. Accrued compensatory time must be utilized prior to the employee terminating from employment.**

II. This Ordinance shall take effect upon its passage and all Ordinances or parts of Ordinances inconsistent therewith are hereby repealed.

21+27

# City of Manchester New Hampshire

*In the year Two Thousand and* six

## AN ORDINANCE

“Amending Section 33.076 (A), Special Leave of the Code of Ordinances of the City of Manchester.”

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester, as follows:

- I. Amend Section 33.076 (A) Special Leave, of the Code of Ordinances of the City of Manchester by deleting language stricken (---) and inserting new language as bolded (**bold**). Language of Section 33.076 (A) not struck through or bolded remains unchanged.

### § 33.076 (A) SPECIAL LEAVE

~~(A) In addition to other leaves authorized by this subchapter, a department head with approval of the Mayor, may authorize an employee to be absent without pay for personal reasons for a period or periods not to exceed ten work days in any calendar year.~~

(A) In addition to other leaves authorized by this subchapter, a department head shall be authorized to grant an employee up to 90 days without pay in a *rotating* year. Any additional requests for time off without pay during the rotating year shall require the approval of the full Board of Mayor and Aldermen.

- II. This Ordinance shall take effect upon its passage and all Ordinances or parts of Ordinances inconsistent therewith are hereby repealed.

21-27

# City of Manchester New Hampshire

*In the year Two Thousand and Six*

## AN ORDINANCE

“Amending the Zoning Ordinance of the City of Manchester by adding language to 5.11 Table of Accessory Uses regarding the storage of unregistered automobiles.”

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester, as follows:

SECTION I.) Amending the Zoning Ordinance of the City of Manchester by adding language to 5.11 K2 of the Table of Accessory Uses so that it reads: “Accessory storage of one trailer, one unregistered *or uninspected* automobile or one boat.”

SECTION II.) Resolve that this ordinance shall take effect upon passage.

21-27



# City of Manchester New Hampshire

*In the year Two Thousand and*

## AN ORDINANCE

"Amending Chapter 117: Food Service Establishments, Section 117.19 Permit Fee, providing for increased fees."

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester, as follows:

- I. Amend the Code of Ordinances by deleting language stricken (-----) and inserting new language as bolded (**bold**). Sections of Chapter 117 not reflected remain unchanged.

### § 117.19 PERMIT FEE.

The fee for any permit application pursuant to this article shall be in accordance with the following schedule:

CLASS	DESCRIPTION OF ESTABLISHMENT	FEE
Class I	Food Service Establishments having a seating capacity of 100 persons or greater; supermarkets	<del>\$330</del> <b>\$500</b>
Class I-A	Supermarket with bulk foods, a salad bar, and/or food buffet	<del>400</del> <b>900</b>
Class II	Food-service establishments having a seating capacity of greater than 25 but less than 100 persons; bakeries; warehouses; distributors, nursing homes; <del>canteen commissaries</del> ; <b>food processors</b> , markets with less than two prep areas	<del>265</del> <b>300</b>
Class III-A	Markets selling only pre-packaged food products; mobile food operations; <del>federally-inspected food processors</del> ; food service operations having seating capacity of 25 persons or less; child day care facilities; <del>liquor lounges; bars</del>	<del>465</del> <b>180</b>
Class III-B	Clubs incorporated under the laws of the State or which are affiliated with any national fraternal organization for the same members and <del>bona fide guests of liquor by the glass only</del>	<del>80</del> <b>100</b>
Class IV	Temporary food-service establishments:	

21 + 27

# City of Manchester New Hampshire

*In the year Two Thousand and*

## AN ORDINANCE

"Amending Chapter 117: Food Service Establishments, Section 117.19 Permit Fee, providing for increased fees."

Page 2

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester, as follows:

Class IV-A	Locally based food establishment with current Health Department permit	40 50
Class IV-B	Establishments which do not possess a current Health Department permit or are located outside of the jurisdiction of the Manchester Health Department	80 100
Class V	Non-profit organizations not holding a liquor permit and/or not serving meals on a daily basis; public and parochial school and institutions and government facilities	No fee

II. This Ordinance shall take effect upon its passage.

21-27

# City of Manchester New Hampshire

*In the year Two Thousand and*

## A RESOLUTION

"A Resolution Adopting the Provisions of RSA 79-E, Community Revitalization Tax Relief Incentive."

Resolved by the Board of Mayor and Aldermen of the City of Manchester as follows:

- WHEREAS, the Board of Mayor and Aldermen wish to increase the tax base of the City; and
- WHEREAS, the Board of Mayor and Aldermen wish to promote economic development and a strong local economy; and
- WHEREAS, the Board of Mayor and Aldermen wishes to encourage the rehabilitation and active reuse of under-utilized buildings; and
- WHEREAS, the Board of Mayor and Aldermen wishes to promote sustainable growth as an alternative to sprawl in accordance with the purpose and objections of RSA 9-B; and
- WHEREAS, the State of NH has recently enacted legislation which allows the City to provide tax relief incentives;

NOW, THEREFORE, BE IT RESOLVED that the City of Manchester hereby adopts the provisions of RSA 79-E.

To the Board of Mayor and Aldermen of the City of Manchester:

The Committee on Bills on Second Reading respectfully recommends, after due and careful consideration, that Ordinance:

“Amending the Zoning Ordinance of the City of Manchester by extending the B-2 (General Business) zoning district to include property currently zoned IND (Industrial) located on the south side of Gold Street east of the former Lawrence Branch of the B&M Railroad and including the following three lots Tax Map 875-14, 875-15, 875-16.

ought to pass.

*(Aldermen Duval, Lopez, Garrity, and Pinard recorded in favor; Alderman Gatsas opposed)*

IN BOARD OF MAYOR & ALDERMEN

DATE: September 5, 2006

ON MOTION OF ALD. Garrity

SECONDED BY ALD. Smith

VOTED TO table.

Respectfully submitted,



Clerk of Committee



CITY CLERK

# City of Manchester New Hampshire

*In the year Two Thousand and Six*

## AN ORDINANCE

"Amending the Zoning Ordinance of the City of Manchester by extending the B-2 (General Business) zoning district to include property currently zoned IND (Industrial) located on the south side of Gold Street east of the former Lawrence Branch of the B&M Railroad and including the following three lots Tax Map 875-14, 875-15, and 875-16."

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester, as follows:

SECTION 1. "Amending the Zoning Ordinance of the City of Manchester by extending the B-2 (General Business) zoning district to include property currently zoned IND (General Industrial/Industrial Park) located on Gold Street including Tax Map 875, Lots 14, 15, and 16, and being more particularly bounded and described as follows:

Beginning at a point on the centerline of the intersection of Gold Street and John E. Devine Drive extended, said point being on the zone boundary line of the B-2 (General Business) zone district and the IND (General Industrial/Industrial Park) zone district, prior to this amendment;

Thence, easterly along the centerline of Gold Street, also being the zone boundary line between the B-2 (General Business) zone district and the IND (General Industrial/Industrial Park) zone district, prior to this amendment, approximately 965 ft. to a point;

Thence, southerly along the zone boundary line of the B-2 (General Business) zone district and the IND (General Industrial/Industrial Park) zone district, prior to this amendment, a distance of approximately 570 ft. to a point;

Thence, southwesterly along the zone boundary line of the B-2 (General Business) zone district and the IND (General Industrial/Industrial Park) zone district, prior to this amendment, a distance of approximately 1,075 ft. to a point;

Thence, northwesterly generally along the centerline of the former Lawrence Branch of the Boston and Maine Railroad, a distance of approximately 1,090 ft. to a point, said point being the zone boundary line of the R-1B (Residential One-Family) zone district and the IND (General Industrial/Industrial Park) zone district, prior to this amendment;

Thence, easterly along the centerline of Gold Street, also being the new zone boundary line between the B-2 (General Business) zone district and the IND (General Industrial/Industrial Park) zone district, after this amendment, a distance of approximately 515 ft. to a point, said point also being the point of beginning.

Said description to include TM 875, Lot 14, Lot 15, and Lot 16 consisting of approximately 19.43 acres of private land, to be rezoned from IND (General Industrial/Industrial Park) to B-2 (General Business) zone district, after this amendment.

SECTION II. Resolve this ordinance shall take effect upon passage.

28

DEVINE  
MILLIMET

ATTORNEYS AT LAW

*By Hand Delivery*

SUSAN V. DUPREY  
603.695.8505  
SDUPREY@DEVINEMILLIMET.COM

June 19, 2006

Office of the City Clerk  
One City Hall  
Manchester, NH 03101-2097

*RE: GFI Gold Street, LLC - Petition for Rezoning*

Dear Sir or Madam:

Enclosed please find a Petition for rezoning parcels Map 875, Lot 15 and Map 875, Lot 16. Also enclosed is our check in the amount \$300.00. Our office represents GFI, which requests this rezoning.

Please feel free to contact me should you have any questions regarding this matter or if additional information is required. Thank you.

Very truly yours,



Susan V. Duprey

SVD:ml

Enclosures

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July 11, 2006.

In Board of Mayor and Aldermen.

On motion of Alderman Garrity, duly seconded by Alderman Forest, it was voted to refer the petition for rezoning to a Public Hearing on Monday, August 7, 2006 at 6 PM in the Aldermanic Chambers of City Hall and further to authorize execution of agreements enclosed subject to the review and approval of the City Solicitor.

  
\_\_\_\_\_  
City Clerk

STATE OF NEW HAMPSHIRE  
CITY OF MANCHESTER

GFI GOLD STREET, LLC

PETITION FOR REZONING

NOW COMES the Petitioner, GFI Gold Street, LLC, by and through its attorneys, Devine, Millimet & Branch, Professional Association, and petitions the Board of Mayor and Aldermen of the City of Manchester, in accordance with Article 16 of the City of Manchester Zoning Ordinance, to change the zone of and amend the Zoning Map regarding 2 parcels of land, one of which is located at 725 Gold Street and the other of which is near Gold Street, County of Hillsborough, City of Manchester and identified as Map 875 Lot 15 and Map 875 Lot 16 in the tax records for the City of Manchester. In support thereof, Petitioner states as follows:

1. GFI Gold Street, LLC is the owner of record of that parcel of land located at 725 Street and identified as Map 875 Lot 15 in the tax records of the City of Manchester (Property 1). Property 1 is approximately 15.178 acres in size and was formerly the site of Associated Grocers which has since relocated. Property 1 is currently zoned Industrial.

2. Ashkars Children's Limited Liability Company and John N. Ashkars own a parcel near Gold Street which has no building situate on it and abuts Property 1 which land is identified as Map 875 Lot 16 in the tax records of the City of Manchester ("Property 2"). Property 2 is approximately 36,864 square feet in size and is also zoned Industrial. Property 2 is subject to a purchase agreement in favor of GFI Gold Street, LLC.

3. The Petitioner, GFI Gold Street, LLC, for itself as owner of Property 1 and as agent for the owners of Property 2, seeks to change the zoning classification of Property 1 and Property 2 from Industrial to B-2 in order to locate a retailer on Property 1 and Property 2.

4. A copy of the tax map showing Property 1 and Property 2 as situated in the Industrial Zone and the zoning designations for the surrounding properties is attached is Exhibit A.

5. It is believed that the change of zone will have little impact on the surrounding area in that much of the surrounding area was either zoned B-2, has been rezoned from

Industrial to B-2 or variances have been granted to allow uses permitted in the B-2 zone. Changing the zone to B-2 will reduce heavy truck traffic in the area as Property 1 is now used as a 24 hour per day trucking terminal. Plans are being prepared to help address and to generally improve conditions on Gold Street.

6. This proposed change will have a substantial positive tax revenue impact for the City of Manchester and will have no effect on the environment as Property 1 is already developed for an industrial use. There will be no impact on municipal services or facilities.

7. The names, addresses, tax map numbers and lot numbers of all abutting property owners and all properties on the opposite side of the street from Property 1 and Property 2 are attached as Exhibit B.

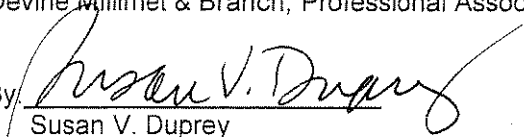
8. A metes and bounds description of Property 1 and Property 2 is attached as Exhibit C.

9. The Petitioner respectfully requests that the Honorable Board of Mayor and Aldermen approve this request to change the zone for Property 1 and Property 2 from Industrial to B-2 and to amend the Zoning Map to reflect this change.

Respectfully submitted,

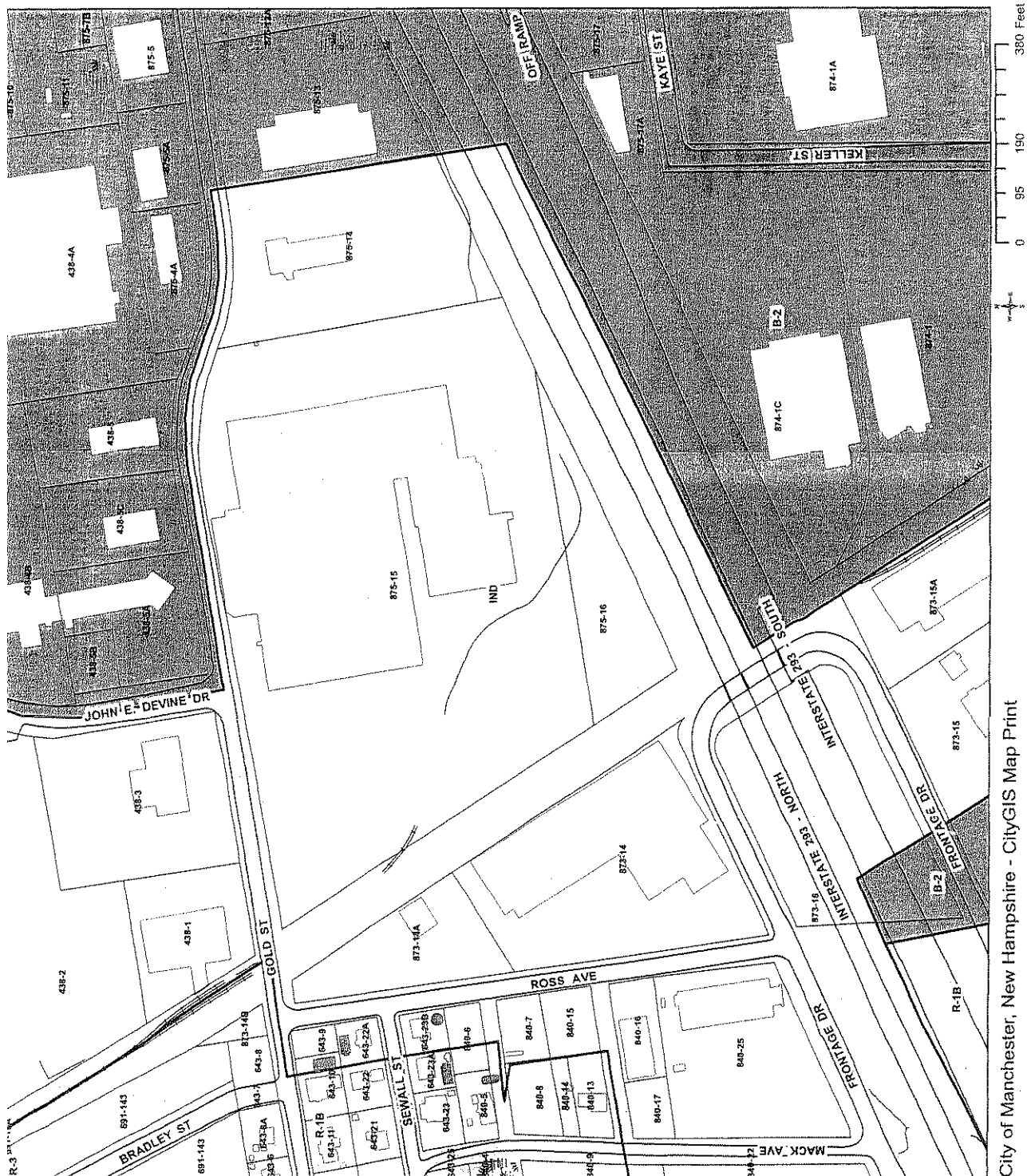
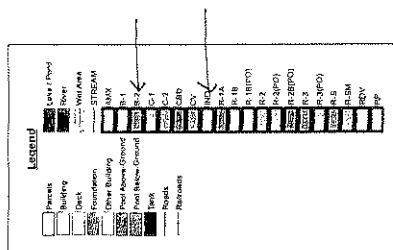
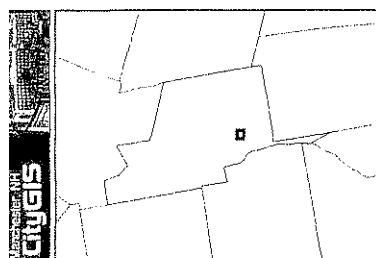
GFI Gold Street, LLC  
By its Attorneys,  
Devine Millimet & Branch, Professional Association

By

  
Susan V. Duprey  
111 Amherst Street  
Manchester, NH 03101  
(603) 695-8505

Dated: June 19, 2006





## Exhibit C

### Legal Description for Lot 875-15, located at 725 Gold Street, Manchester:

A certain tract or parcel of land with the buildings thereon, situate in Manchester, Hillsborough County, State of New Hampshire, being Lot 875-15 on Plan #\_\_\_\_\_, entitled "ALTA/ACSM Land Title Survey, 725 Gold Street in Manchester, New Hampshire (Hillsborough County), dated December 22, 2005, prepared by BSC Group, more particularly bounded and described as follows:

Beginning at a point on the northeasterly corner of the Lot on the southerly line of Gold Street; thence

1. South  $9^{\circ} 17' 43''$  East, a distance of 80.15 feet to a concrete bound found; thence
2. South  $09^{\circ} 76' 53''$  East, a distance of 488.15 feet by the westerly side of Lot 875-14; to an iron pipe at the southeasterly corner of the lot; thence
3. South  $64^{\circ} 53' 52''$  West, a distance of 310.73 feet by the northerly line of the Interstate Highway 293 to an iron pipe; thence
4. South  $82^{\circ} 28' 33''$  West, a distance of 517.33 feet by the northerly line of Lot 875-16 to an iron pipe at the southeasterly corner of the premises; thence
5. North  $32^{\circ} 51' 25''$  West, a distance of 21.90 feet to an iron pipe; thence
6. North  $08^{\circ} 01' 16''$  West, a distance of 19.62 feet to an iron pipe; thence
7. North  $32^{\circ} 51' 25''$  West, a distance of 714.62 feet by the easterly side of the rail road tracks to an iron pipe at the northwest corner of the premises on the southerly line of Gold Street; thence
8. North  $80^{\circ} 33' 28''$  East, a distance of 305.63 feet by the southerly line of Gold Street to an iron pipe; thence
9. North  $80^{\circ} 16' 28''$  East, a distance of 586.18 feet by the southerly line of Gold Street to an iron pipe; thence
10. Curving in a southeasterly direction with a radius of 399.80 feet, along the southerly line of Gold Street, a distance of 230.44 feet to the point of beginning.

Containing 15.178 Acres, more or less.

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**Legal Description for Lot 875-16, located on Gold Street, Manchester:**

A certain Tract or parcel of land, situated in Manchester, bounded and described as follows:

Beginning at a point on the southwest corner of the premises north of the Interstate Highway 293, thence

1. North  $32^{\circ} 51' 25''$  West along said Manchester-Lawrence Railroad for a distance of 157.68 feet, more or less to an iron post set at land of Associated Grocers; thence
2. South  $82^{\circ} 28'$  East for a distance of 517.33 feet, more or less to the interstate Highway 293; thence
3. South  $64^{\circ} 53' 52''$  West for a distance of 471.90, along said Interstate Highway 293 to the point of beginning.

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RECEIVED  
MANCHESTER CITY CLERK

Ashkar Children's Trust Limited Liability Company  
Mrs. Georgette Ashkar, Managing Member  
8160 East Quincy Avenue  
Cherry Hills Village, CO 80111  
(303) 796-8128

Mr. John Ashkar  
29 Fairmount Drive  
Danbury, CT 06811  
(203) 792-4963  
JUN 20 P12:21

June 19, 2006

The Board of Mayor and Aldermen  
of the City of Manchester  
One City Hall  
Manchester, NH 03101-2097

Re: Authorization to Pursue Rezoning

To Whom It May Concern:

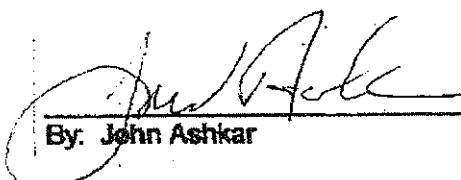
We, the undersigned, being the owners of the real property sometimes referred to as Map 875, Lot 16, located near Gold Street in Manchester, New Hampshire, hereby grant our authority to GFI Gold Street, LLC, to take any and all actions required or deemed necessary to re-zone the property from "Industrial" to "B 2".

Thank you for your attention to this matter, and if you have any questions please contact our counsel, Susan Perkins of Perkins Ruschena, LLC, at (303) 779-8100.

Sincerely,

Ashkar Children's Trust Limited Liability  
Company

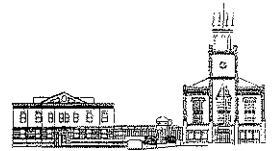
  
By: Georgette Ashkar, Managing Member

  
By: John Ashkar



# CITY OF MANCHESTER

## Planning and Community Development



Robert S. MacKenzie, AICP  
Director

Planning  
Community Improvement Program  
Growth Management

Staff to:  
Planning Board  
Heritage Commission  
Millyard Design Review Committee

June 28, 2006

Mr. Leo Bernier, City Clerk  
City of Manchester  
One City Hall Plaza  
Manchester, NH 03101

Re: *Technical Review, Rezoning Petition – Gold Street*

Dear Mr. Bernier:

In accordance with the procedures on rezoning requests, the following information is being provided to your office in consideration of a rezoning request filed by the owner of one property and agent for a second property on Gold Street (including two lots: Lot 875-15 and 875-16). The subject parcels are located on the south side of Gold Street east of the former Lawrence Rail Branch. The first property is 15.2 acres currently containing the Associated Grocers Building and the second is .85 acres in size that is vacant. The subject properties are currently zoned *Industrial (IND)*. The applicant is requesting that the zoning district be changed to General Business (*B-2*).

Presently, while the parcels are adjacent to a B-2 on one side, the rezoning action would create one parcel that would be zoned IND and surrounded by B-2. As this could be considered spot zoning, we would recommend that the parcel at 835 Gold Street (Lot 875-14; 3.42 acres) also be considered by the Board for rezoning from IND to B-2. In the 1993 Master Plan for the City of Manchester, this area was identified as Industrial land use although the plan also recognized that extension of the business zone into areas of industrial zone was likely and that certain precautions should be taken. The key precaution from the Master Plan as it relates to this rezoning request states "...the proposed district should be evaluated to insure that possible projects will not encourage additional traffic impacts upon residential areas..." The applicants, working with the City, have devised a traffic calming plan to mitigate impacts on Gold Street and Sewall Street which may be considered by the Board of Mayor and Aldermen.

From a technical perspective, the petition may be forwarded to the Board of Mayor and Aldermen for consideration. Consistent with the policy for rezoning petitions, the planning staff is providing a copy of the petition to the Planning Board, the Building Department and the Office of the City Solicitor for comment.

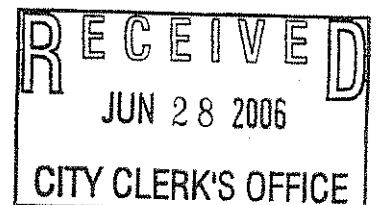
I will be available for any questions that the Board may have.

Sincerely,



Robert S. MacKenzie, AICP  
Planning Director

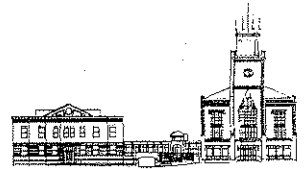
C: Planning Board  
Office of the City Solicitor  
Building Department  
Economic Development Office  
One City Hall Plaza, Manchester, New Hampshire 03101  
Phone: (603) 624-6450 Fax: (603) 624-6529  
E-mail: [planning@ManchesterNH.gov](mailto:planning@ManchesterNH.gov)  
[www.ManchesterNH.gov](http://www.ManchesterNH.gov)





# CITY OF MANCHESTER

## Manchester Economic Development Office



August 3, 2006

Honorable Board of Mayor and Aldermen  
City of Manchester  
One City Hall Plaza  
Manchester, NH 03101

RE: Proposed Amendment to Zoning Map – Gold Street

Honorable Board Members:

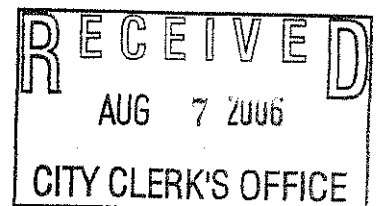
This to recommend the extension of the B-2 Zoning District to encompass the former Associated Grocer's Site, 725 Gold Street and an adjacent parcel. The proposed redevelopment of the Associated Grocers site into a new Home Depot store is projected to cost over \$21,000,000 and generate \$193,000 in new property tax revenue to the City annually. In addition the project will allow Home Depot to expand in the City of Manchester, rather than relocating out-of-town. The existing space leased by Home Depot is in great demand by quality national retailers and will be redeveloped in short order.

In addition GFI/Home Depot development venture is contributing \$4,000,000 to the Gold Street Improvement Project. This project will widen and/or bypass narrow portions of Gold Street and improve and signalize neighborhood street intersections resulting in improved traffic flow, increased safety, curbside visitor parking, sidewalks and landscaping. This improvement to Gold Street will enable the City to entertain additional retail zoning requests near the Associated Grocer/Home Depot site which could generate significant additional investment and new property tax revenue while reducing industrial traffic truck traffic in the area. Based on acreage and lot coverage projections, the City could realize as much as \$184,000 in additional new property tax revenue from future adjacent retail development. In addition, the City could negotiate to recover a portion of the City's Gold Street improvement costs from future developers.

The Gold Street site is adjacent to the growing and successful South Willow Street retail district in close proximity to residential neighborhoods. Industrial truck traffic is incompatible with consumer and neighborhood traffic automobile. In my recommendation that the highest and best use of this site is retail, not industrial.

Sincerely,

  
Paul J. Borek  
Economic Development Director



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To the Board of Mayor and Aldermen of the City of Manchester:

The Committee on Bills on Second Reading respectfully recommends, after due and careful consideration, that Ordinance:

“Amending the Zoning Ordinance of the City of Manchester by extending the R-3 (Urban Multi-family) zoning district to include property currently zoned R-1B (Single-family) located on a portion of Tax Map 691 Lot 143-1 that will be on the north side of a proposed Gold Street Bypass and adjacent to Bradley Street and the New St. Augustin’s Cemetery

ought to pass.

*(Aldermen Duval, Lopez, Garrity, and Pinard recorded in favor; Alderman Gatsas opposed)*

IN BOARD OF MAYOR & ALDERMEN

DATE: September 5, 2006

ON MOTION OF ALD. Garrity

SECONDED BY ALD. Smith

VOTED TO table

Respectfully submitted,

*Leah Bernier*

Clerk of Committee

*[Signature]*  
CITY CLERK  
*[Signature]*

# City of Manchester New Hampshire

*In the year Two Thousand and Six*

## AN ORDINANCE

"Amending the Zoning Ordinance of the City of Manchester by extending the R-3 (Urban Multi-family) zoning district to include property currently zoned R-1B (Single-family) located on a portion of Tax Map 691 Lot #143-1 that will be on the north side of a proposed Gold Street Bypass and adjacent to Bradley Street and the New St Augustin's Cemetery"

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester, as follows:

SECTION 1. Amending the Zoning Ordinance of the City of Manchester by extending the R-3 (Urban Multi-family) zoning district to include property currently zoned R-1B (Single-family) located on a portion of Tax Map 691 Lot #143-1 that will be on the north side of a proposed Gold Street Bypass and adjacent to Bradley Street and the New St Augustin's Cemetery and being more particularly bounded and described as follows:

Beginning at a point at the centerline of Bradley Street at a point opposite the property lines of New Beech Hill Development Company, LP (TM 691-15A) and the Diocese of Manchester (shown on a subdivision plan approved by the Planning Board on February 23, 2006 as TM 691-143-1), said point being on the zone boundary line of the R-3 (Urban Multi-family) district and the R-1B (Single-family), prior to this amendment;

Thence, westerly across the Right of Way of Bradley Street and continuing along the northerly boundary of said property of the Diocese of Manchester TM 691-143-1, said line also being the zone boundary line between the R-3 (Urban Multi-family) district and the R-1B (Single-family), prior to this amendment, approximately 1206 ft. to a point;

Said point being the end of the northerly boundary of the Diocese of Manchester TM 691-143-1, and at the intersection with the following properties: TM 691-143, TM 691-135, TM 691-136 and TM 691-15A;

Thence, southerly along the boundary of property of the Diocese of Manchester TM 691-143-1 a distance of 285.94 ft. to a point;

Thence, easterly along the boundary of property of the Diocese of Manchester TM 691-143-1 a distance of 295.71 ft. to a point;

Thence, southerly along the boundary of property of the Diocese of Manchester TM 691-143-1 a distance of approximately 130 ft. to a point, said point being on the edge of the proposed Right of Way of the Gold Street Bypass;

Thence, easterly across the Right of Way of the Gold Street Bypass to the centerline of said Bypass a distance of approximately 30 feet to a point;



# City of Manchester New Hampshire

*In the year Two Thousand and Six*

## AN ORDINANCE

"Amending the Zoning Ordinance of the City of Manchester by extending the R-3 (Urban Multi-family) zoning district to include property currently zoned R-1B (Single-family) located on a portion of Tax Map 691 Lot #143-1 that will be on the north side of a proposed Gold Street Bypass and adjacent to Bradley Street and the New St Augustin's Cemetery"

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester, as follows:

Thence, northeasterly and easterly along the centerline of the Right of Way of the Gold Street Bypass as extended to the centerline of Bradley Street a distance of approximately 1,017 feet to a point;

Thence northerly along the centerline of Bradley Street to a point opposite the property lines of New Beech Hill Development Company, LP (TM 691-15A) and the Diocese of Manchester (TM 691-143-1) a distance of approximately 324 feet to a point, said point also being the point of beginning.

Said description meaning to include a portion of property of the Diocese of Manchester (shown on a subdivision plan approved by the Planning Board on February 23, 2006 as TM 691-143-1) consisting of approximately 8.1 acres of private land, to be rezoned from the R-1B (Single-family) zoning district to the R-3 (Urban Multi-family) zoning district, after this amendment.

SECTION II. Resolve this ordinance shall take effect upon passage.

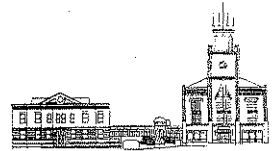


Robert S. MacKenzie, AICP  
Director

# CITY OF MANCHESTER

## Planning and Community Development

Planning  
Community Improvement Program  
Growth Management



Staff to:  
Planning Board  
Heritage Commission  
Millyard Design Review Committee

July 20, 2006

Honorable Board of Mayor and Aldermen  
City Hall  
One City Hall Plaza  
Manchester, New Hampshire 03101

*re: Rezoning of Diocese Property behind Gold Street*

Honorable Board Members:

This is to submit a request for rezoning for a portion of the Diocese Property adjacent to the proposed Gold Street Bypass from a single-family district (R-1B) to a multi-family district (R-3). The agreement that the Board recently acted upon called upon the City to initiate this rezoning. The Diocese has offered to donate the land necessary to create the new Gold Street Bypass as part of an overall plan to mitigate traffic in the area.

As this rezoning and the subsequent dedication of street area is necessary to complete the traffic improvements, it may be appropriate for the Board to time the final action on the rezoning of the Associated Grocers site with the rezoning of the Diocese property to insure that the creation of the Bypass is feasible.

From a technical standpoint, the Diocese rezoning is an extension of an existing multi-family zoning district and there are no other specific issues to preclude the rezoning to proceed to public hearing.

If you have any questions, I will be available at your next meeting.

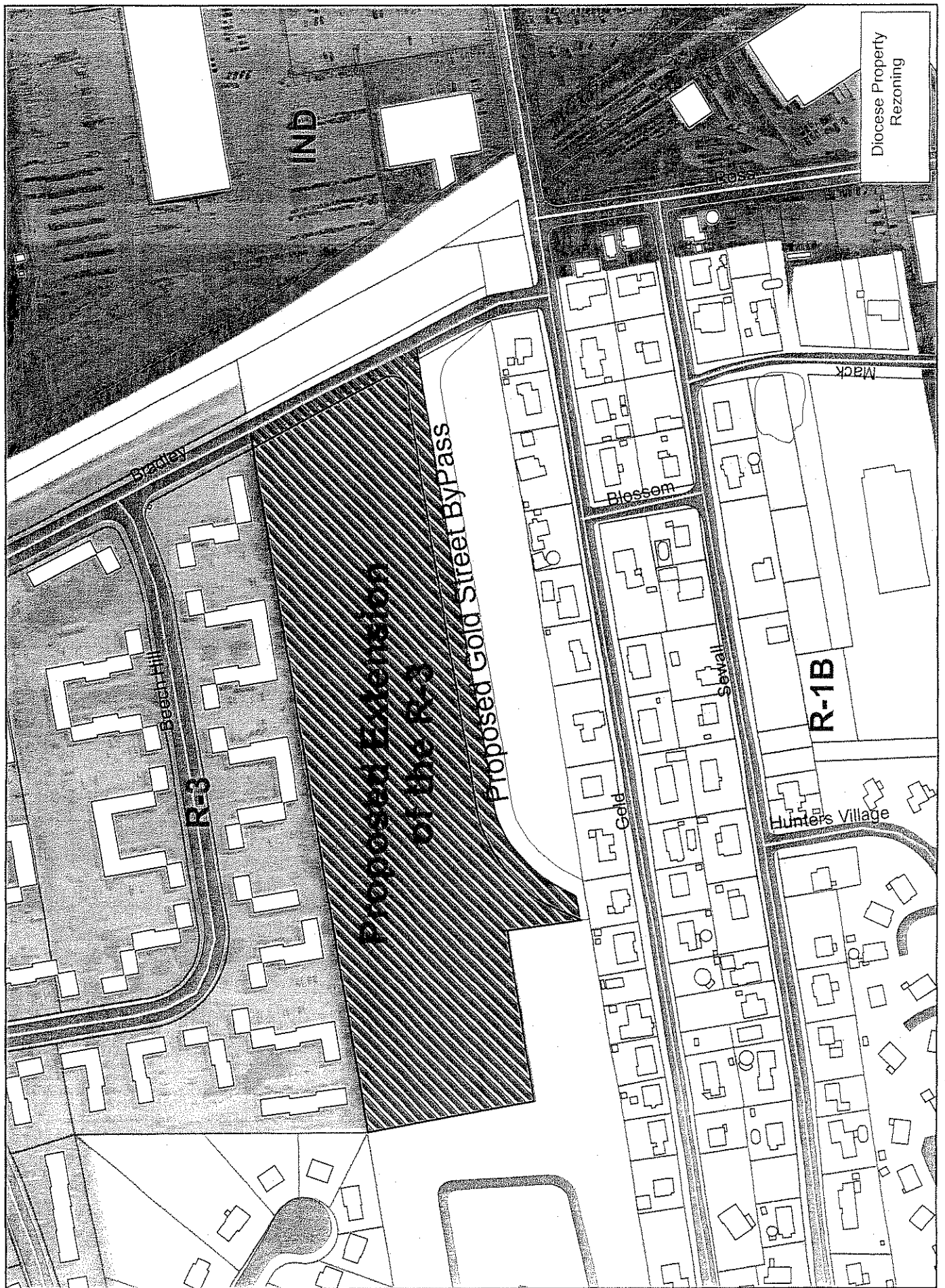
Sincerely,

Robert S. MacKenzie, AICP  
Director of Planning & Community Development

C: Planning Board  
Building Department  
Brad Cook  
Tom Arnold  
Paul Borek

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One City Hall Plaza, Manchester, New Hampshire 03101  
Phone: (603) 624-6450 Fax: (603) 624-6529  
E-mail: [planning@ManchesterNH.gov](mailto:planning@ManchesterNH.gov)  
[www.ManchesterNH.gov](http://www.ManchesterNH.gov)





# CITY OF MANCHESTER

## Manchester Economic Development Office



August 3, 2006

Honorable Board of Mayor and Aldermen  
City of Manchester  
One City Hall Plaza  
Manchester, NH 03101

RE: Proposed Amendment to Zoning Map – Diocese Property Behind Gold Street

Honorable Board Members:

This is to recommend that the R-3 Zoning be extended south to encompass a 9-acre parcel created by the Manchester Diocese donation of right-of-way for the proposed Gold Street Bypass. The remaining Diocese property, between the new Gold Street Bypass and existing single family homes will retain single family zoning allowing for a compatible buffer between existing homes and the proposed Bypass.

By donating the requested right-of-way, the Manchester Diocese enabled the City of Manchester, with the generous assistance of Home Depot, to solve a decades old traffic problem in the Gold Street neighborhood. Without the Diocese donation of right-of-way, further redevelopment of the Gold Street would be prohibited. Doing so allows Home Depot to expand, create new property tax revenue and allows other retailers to expand in or relocate to adjacent parcels the City of Manchester.

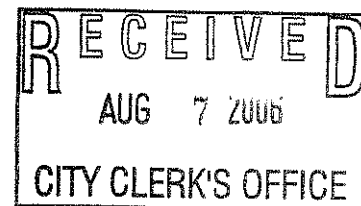
The Global Economic Development Strategy prepared by AngelouEconomics recommends that the City of Manchester “promote diverse housing that is affordable for local workers”, noting the following excerpt from the National League of Cities (<http://www.nlc.org>):

*Local governments are responsible to their residents for maintaining communities where their people can live, work, enjoy recreational activities, and access services. Affordable housing, comprehensive community development, and well-planned and coordinated land use foster communities that are vibrant, diverse and sustainable. Further, these are critical components to the economic vitality of communities and local economic regions for creating jobs and increasing municipal tax base.*

While this parcel is being considered for market rate development, Manchester’s growing employee base in The Millyard, Downtown and throughout the City includes skilled technology and financial service professionals who need housing appropriate to their desires, lifestyle and budgets. New Hampshire business leaders and demographic experts have articulated concerns about maintaining sufficient housing availability for the demand of a growing business economy. The requested rezoning helps to address the need for housing to accommodate the growing Manchester employment base. For these reasons, your approval of this request is recommended.

Sincerely,

Paul J. Borek  
Economic Development Director



One City Hall Plaza, Manchester, NH 03101 Phone (603) 624-6505 Fax (603) 624-6308  
E-mail: [econdev@ci.manchester.nh.us](mailto:econdev@ci.manchester.nh.us) [www.ci.manchester.nh.us](http://www.ci.manchester.nh.us)

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**To the Board of Mayor and Aldermen of the City of Manchester:**

The Committee on Bills on Second Reading respectfully recommends, after due and careful consideration, that Ordinances:

“Amending the Zoning Ordinance of the City of Manchester by establishing the Lake Massabesic Protection Overlay District (LMPOD) to protect the Lake Massabesic drinking water supply in the City of Manchester.”

ought to pass as amended.

*(Unanimous vote except for Alderman Gatsas who was absent.)*

Respectfully submitted,

  
Clerk of Committee



# City of Manchester New Hampshire

*In the year Two Thousand and Six*

## AN ORDINANCE

“Amending the Zoning Ordinance of the City of Manchester by establishing the Lake Massabesic Protection Overlay District (LMPOD) to protect the Lake Massabesic drinking water supply in the City of Manchester.”

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester,  
as follows:

SECTION 1. Amending the Zoning Ordinance of the City of Manchester by establishing the Lake Massabesic Protection Overlay District (LMPOD) to protect the Lake Massabesic drinking water supply in the City of Manchester.

### SECTION II. Article 4.01 B Overlay Districts

#### Article 4.01(B) 10 Lake Massabesic Protection Overlay District (LMPOD)

The purpose of this overlay district is to protect the Lake Massabesic drinking water supply to the City of Manchester.

### SECTION III. Article 4.02 Official Zoning Maps

4.02 (A) “...the Historic Districts Overlay districts, the Arena Overlay District, the Manchester Landfill Groundwater Management Zone Overlay District, and the Lake Massabesic Protection Overlay District.”

### SECTION IV. Article 7 Special District-Wide Regulations

#### 7.11 Lake Massabesic Protection Overlay District (LMPOD)

##### A. Authority for the Lake Massabesic Protection Overlay District

The Lake Massabesic Protection Overlay District is adopted pursuant to Section 1.03, Authority, of this Ordinance, and in accordance with the provisions of RSA 674:21, Innovative Land Use Controls.

##### B. Establishment of the Lake Massabesic Protection Overlay District

The Lake Massabesic Protection Overlay District includes the entire Lake Massabesic watershed located in Manchester. This area is called out to avoid impacts that may affect the drinking water supply over the long term, addressing such issues as stormwater contamination, imperviousness, steep slope disturbance and other land use activities that could potentially be a nonpoint source water quality issue or diminish surface water recharge. EPA Phase II Stormwater Regulation criteria applies to all development creating disturbance to land in the Lake Massabesic Protection Zone.

##### C. Prohibitions within the Lake Massabesic Protection Overlay District

1. Regardless of the underlying zone, the following land uses, as listed in Article 5.10 Table of Principal Uses and Table 5.11 Table of Accessory Uses are deemed incompatible with the intent of and prohibited in the Lake Massabesic Protection Overlay District:

# City of Manchester New Hampshire

*In the year Two Thousand and Six*

## AN ORDINANCE

"Amending the Zoning Ordinance of the City of Manchester by establishing the Lake Massabesic Protection Overlay District (LMPOD) to protect the Lake Massabesic drinking water supply in the City of Manchester."

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester,  
as follows:

Use No.	Use	Critical
E.1	Taxi, bus, rail terminal	X
I.1	Sales or rental of motor vehicles	X
I.2	Sales, rental, repair of boats, etc	X
I.3	Sales, rental, repair of heavy eq.	X
I.4	Automotive repair	X
I.5	Automotive service station	X
I.6	Carwashes and car care centers	X
M.2	Accessory outside storage ind	X
M.3	Accessory manufacturing use	X

2. In addition, the following restrictions and/or prohibitions of land uses apply within 50 feet of waterways or wetlands in the Lake Massabesic Protection Overlay District: No impervious surfaces (driveways, parking lots, roads, etc.). Residential lots of 12,500 square feet or less shall be exempt from this requirement.

D. Additional Restrictive Policies Pertaining to the Lake Massabesic Protection Overlay District.  
In addition to the restrictions listed in this LMPOD, the District is also subject to criteria and guidelines contained in the following documents on file in the City:

- City Stormwater Ordinance (and any subsequent revisions) - Highway Department
- City Stormwater Rules and Regulations (and any subsequent revisions) - Highway Dept.
- Subdivision and Site Plan Regulations (and any subsequent revisions) - Planning Department

### SECTION V. Article 14.02 Powers and Duties of the ZBA

14.02 (B) 6 "Any proposed non-residential variance request located within the Lake Massabesic Protections Overlay District shall be forwarded to the Manchester Water Works for comment prior to the hearing on the variance."

SECTION VI. Resolve this ordinance shall take effect upon passage.

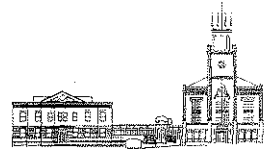


Robert S. MacKenzie, AICP  
Director

# CITY OF MANCHESTER

## Planning and Community Development

Planning  
Community Improvement Program  
Growth Management



Staff to:  
Planning Board  
Heritage Commission  
Millyard Design Review Committee

October 27, 2006

Honorable Board of Mayor and Aldermen  
City Hall  
One City Hall Plaza  
Manchester, New Hampshire 03101

*re: Lake Massabesic Watershed Overlay Zoning Change*

Honorable Board Members:

At the request of the Board, the Manchester Water Works held another public meeting on October 25, to allow property owners another opportunity to discuss their concerns. As a result of that hearing, I had a follow up meeting with one of the commercial property owners who had a concern with the impact of the 50 foot wetlands setback for small commercial lots. After reviewing that matter, I felt it might be difficult on certain small commercial lots to locate buildings and parking if there were wetlands nearby.

As a result, I am suggesting one change to the proposed ordinance by adding, in proposed section C.2, the following language in the last sentence "...and commercial lots within the B-2 district with less than one acre..." would be exempt from the 50 foot wetlands buffer. I have discussed this possible change with the Director of the Manchester Water Works.

If you have any questions, I will be available at your next meeting.

Sincerely,

Robert S. MacKenzie, AICP  
Director of Planning & Community Development

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One City Hall Plaza, Manchester, New Hampshire 03101  
Phone: (603) 624-6450 Fax: (603) 624-6529  
E-mail: [planning@ManchesterNH.gov](mailto:planning@ManchesterNH.gov)  
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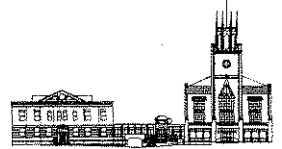




# CITY OF MANCHESTER

Chief Negotiator / Labor Contract Administrator

One City Hall Plaza  
Manchester, New Hampshire 03101-4000  
Tel: (603) 624-6532 • Fax: (603) 624-6528



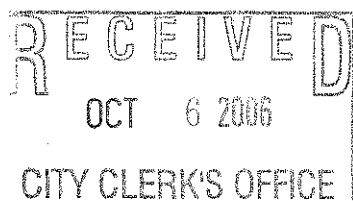
## MEMORANDUM

To: Leo Bernier, City Clerk  
From: David Hodgen *DAH*  
Date: October 6, 2006  
Re: **Session with Board of Mayor and Aldermen,  
October 17, 2006**

Please schedule a strategy session with the Board of Mayor and Aldermen after the regular session on October 17, 2006 to discuss Union negotiations.

Information regarding this matter will be transmitted to the Board under separate cover.

DAH:jac  
Cc: Mayor Guinta



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